

**CITY COUNCIL AGENDA**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://www.kclv.tv). THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION – PRESIDENT ACE ROBISON, LOGANDALE NEVADA STAKE FOR THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS
- PLEDGE OF ALLEGIANCE

**MINUTES:**

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS REESE, BROWN, WEEKLY, MACK, MONCRIEF, and WOLFSON

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(9:07)

**1-1**

PRESIDENT ACE ROBISON, Logandale Nevada Stake for the Church of Jesus Christ of Latter Day Saints, gave the invocation.

(9:07 – 9:10)

**1-21**

MAYOR GOODMAN led the audience in the Pledge.

(9:10 – 9:11)

**1-107**

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF THE CITIZEN OF THE MONTH

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of face of Citizen of the Month plaque for Phyllis Skalak

Video shown but not submitted

**MOTION:**

**None required. A presentation was made.**

**MINUTES:**

COUNCILMAN WEEKLY recognized PHYLLIS SKALAK as September's Citizen of the Month. Videotape was shown of MS. SKALAK, who has been giving swimming lessons for many years, at her swimming school with some of her pupils, including COUNCILMAN WEEKLY.

MS. SKALAK accepted the Citizen of the Month plaque and thanked the Council for the recognition.

(9:11 – 9:16)

**1-142**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF FIELD OPERATIONS AND PUBLIC WORKS EMPLOYEES FOR  
HEROISM

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of certificates of appreciation for Thomas Lackas, Antonio Guevara, Joey Boquecosa, Paul Sullivan, and Melvin Runles

**MOTION:**

None required. A presentation was made.

**MINUTES:**

MAYOR GOODMAN called forward LARRY HAUGSNESS, Director, Field Operations Department, to help him recognize the following employees for their heroism: JOEY BOQUESOSA, TONY GUEVARA, TOM LACKAS, and MELVIN RUNLES of the Field Operations Department, and PAUL SULLIVAN of the Public Works Department.

MAYOR GOODMAN explained that on July 1, 2004, these employees were working at Jones Boulevard between Craig Road and Lone Mountain Road, where they witnessed an SUV that was traveling east on Craig Road not stop in time for a red light and collide with two other vehicles. The five employees went into action and provided valuable on-scene assistance. They placed a City vehicle in the intersection to prevent other traffic from colliding with the accident and directed traffic until police arrived on the scene. They also assisted the occupants of the vehicles and extinguished a vehicle fire. Because of their heroic actions, there were no serious injuries. MAYOR GOODMAN expressed his appreciation to the employees as he handed each of them a Certificate of Appreciation.

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Ceremonial

Recognition of Public Works and Field Operations Employees for Heroism

## **MINUTES – Continued:**

MR. HAUGSNESS said that these types of incidents occur about four times a year, and he thought it was time to recognize the heroic actions of his employees. He also gave recognition to HOLLY JENSEN, Safety Officer, who was also at the site doing a “confined space entry.”

(9:16 – 9:18)

**1-279**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF DISASTER PREPAREDNESS MONTH

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Submitted after meeting: unsigned copy of proclamation proclaiming September as American Red Cross Disaster Preparedness Month

**MOTION:**

None required. A presentation was made.

**MINUTES:**

MAYOR GOODMAN called forward PENNEY TOWERS, CEO, and APRIL MASTERLUCA, Director of Financial Development, with the American Red Cross and TIM McANDREW, CLV Emergency Management Officer, to assist him in recognizing September as Disaster Disaster Preparedness Month. MAYOR GOODMAN said that as the third anniversary of the 9-11 attacks against the nation approaches, it is important to be prepared for any type of emergency. Thus, the American Red Cross is proclaiming September as Disaster Preparedness Month nationwide in conjunction with its Together We Prepare program, which strives to make everyone within communities safer and encourages everyone to take five actions: make a plan, build a kit, get trained, give blood, and volunteer. The Mayor proclaimed September as Disaster Preparedness Month.

MS. TOWERS accepted the proclamation and said that she appreciates the City partnering with the American Red Cross and the Department of Homeland Security to recognize September as Preparedness Month. It is important to recognize that there is a lot yet to be done to be better prepared than yesterday. She asked the City to continue partnering with the Red Cross to get the message out to every citizen about the importance of putting together a disaster kit and making a plan. She presented each of the Councilmembers with a disaster tube kit containing a whistle, a light, a water packet, and a mask. These tubes are available through the American Red Cross.

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Ceremonial

Recognition of Disaster Preparedness Month

## **MINUTES – Continued:**

MR. McANDREW noted that Disaster Preparedness Month has to do with getting the message out to the citizenry. It is very important to have an updated kit at all times, so that, in case of an emergency, those affected can take care of themselves for at least the first 72 hours when the first responders are the busiest. He encouraged those people wishing to become more involved in emergency preparedness to log onto the City's emergency preparedness website at [www.lvalert.com](http://www.lvalert.com).

(9:18 – 9:23)

**1-363**

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

CEREMONIAL:

RECOGNITION OF THE PALMS HOTEL AND CASINO FOR BLOOD/BONE MARROW DRIVES

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Submitted after meeting: unsigned copy of proclamation declaring September 1, 2004, as Palms Hotel and Casino Day

**MOTION:**

None required. A presentation was made.

**MINUTES:**

RON HEIN, DAN PERLSTEIN, and KEN VERSTEEG with United Blood Services, and JIM HUGHES, General Manager of the Palms Hotel and Casino, joined MAYOR GOODMAN at the podium for this presentation. MAYOR GOODMAN stated that recently the Palms Hotel and Casino hosted two very successful bone marrow and blood drives. The events were held for two local pediatric cancer patients at no cost to the patients, their families, or the various non-profit organizations involved. The event resulted in about \$20,000 of resources, including banquet hall space and refreshments. More than 350 individuals registered as potential bone marrow donors, and two bone marrow donor matches for two candidates in other parts of the country. The Mayor congratulated the Palms Hotel and Casino on its efforts.

MR. HUGHES accepted the proclamation declaring September 1, 2004, as Palms Hotel and Casino Day and said that it was an honor to be involved with the staff of United Blood Services as they strive to help the people of this community. He noted that another blood drive would be held at the Palms on 9/11/2004.

MR. HEIN presented a trophy to CHIEF DAVID WASHINGTON, Las Vegas Fire and Rescue, because of the efforts of his department over the past three years, under his leadership, in the blood drives. The trophy was named after CAPTAIN NATE PECHACEK who was not expected to survive but is alive and well today because of the 46 units of blood he received.

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Ceremonial

Recognition of the Palms Hotel and Casino for Blood/Bone Marrow Drives

**MINUTES – Continued:**

On behalf of the men and women of Las Vegas Fire and Rescue, and DEPUTY CHIEF RICK GRACIA, who is very involved with United Blood Services, CHIEF WASHINGTON felt honored to receive the trophy.

(9:23 – 9:26)

**1-512**



**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: PUBLIC AFFAIRS**

**DIRECTOR: DAVID RIGGLEMAN**

☐

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**CEREMONIAL:**

RECOGNITION OF TOUR OF HOPE DAY

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming October 1, 2004, as Bristol-Myers Squibb Tour of Hope Day

**MOTION:**

**None required. A presentation was made.**

**MINUTES:**

COUNCILMAN WEEKLY said that about a month ago he agreed to join Nike in support of the Lance Armstrong Tour of Hope crew to promote the Live Strong project. He introduced two of the Tour of Hope team members, COLLEEN CHAPLEAU and TED YANG, M.D. MS. CHAPLEAU is a skin cancer survivor who has also supported both of her parents through cancer diagnosis and successful treatment. She works with patients undergoing bone marrow transplantation as the Associate Director of the Iowa Marrow Donor Program and Adult Blood and Marrow Transplant Program and has worked extensively to recruit volunteer donors for the bone marrow registry. DR. YANG is a radiation oncologist whose grandfather's death from lung cancer inspired him to become a cancer physician. He has worked at the faculty at the University of Texas Medical Branch and now cares for cancer patients in an underserved community hospital in Pasadena, Texas. He is a physician with the Greater Houston Radiation Oncology Associates.

MS. CHAPLEAU felt privileged to appear before the City Council. She thanked the Council for taking a leadership role in promoting the Tour of Hope to raise awareness and inspire people to learn more about cancer in order to defeat it.

# *City of Las Vegas*

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Ceremonial

Recognition of Tour of Hope Day

## **MINUTES – Continued:**

DR. YANG thanked the Council for the invitation to appear before the City Council and for proclaiming 10/1/2004 to be Tour of Hope Day. The City's backing will spread the word faster. He also gave thanks to the Nevada Cancer Institute and Treasure Island for promoting the idea of Tour of Hope riding through Las Vegas Boulevard on 10/1/2004. COUNCILMAN WEEKLY presented DR. YANG with the Proclamation.

(9:26 – 9:31)

**1-628**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

**BUSINESS ITEMS:**

Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

**MOTION:**

**REESE – Motion to bring forward and Hold in ABEYANCE Item 18 to 9/15/2004 and STRIKE Items 56 and 57 – UNANIMOUS**

**MINUTES:**

**COUNCILMAN BROWN** requested that Item 62 be pulled for discussion.

(9:31 – 9:33)

**1-794**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: BUSINESS DEVELOPMENT**

**DIRECTOR: SCOTT D. ADAMS**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of and authorization for the Mayor to execute the Indemnity Agreement (Agreement) with Port of Subs, Inc. (POS) to continue performance of the Lease Agreement (Lease) for a limited restaurant in the retail space of the Stewart Ave. Parking Garage (Premises) located at 261 N. Las Vegas Boulevard (APN 139-34-510-045) (\$198,000 - Stewart Avenue Garage Parking Fund) - Ward 5 (Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$198,000

☐

**Budget Funds Available**

**Dept./Division:** OBD/Economic Development

☒

**Augmentation Required**

**Funding Source:** Stewart Ave.Garage Parking Fund

**PURPOSE/BACKGROUND:**

The Nevada Bureau of Services to the Blind & Visually Impaired (Bureau) filed a Case against the City for its claim to negotiate with the City on a blind vendor candidate to lease the Premises or to provide it with a hearing before the Council. The City & POS agreed to temporarily suspend the Lease subject to the final outcome of the Case. Though the Case remains pending, POS has agreed to continue performance of the Lease provided the City indemnifies it, through the Agreement, for costs incurred should the final outcome of the Case terminate the Lease.

**RECOMMENDATION:**

Authorize the Mayor to execute the Indemnity Agreement with Port of Subs, Inc.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Indemnity Agreement
3. Disclosure of Principals
4. Site Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8:** **APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53:** **ABEYANCE** under separate actions (see individual items)

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent - Business Development

Item 2 - Approval of and authorization for the Mayor to execute the Indemnity Agreement (Agreement) with Port of Subs, Inc. (POS) to continue performance of the Lease Agreement (Lease) for a limited restaurant in the retail space of the Stewart Ave. Parking Garage (Premises) located at 261 N. Las Vegas Boulevard (APN 139-34-510-045) (\$198,000 - Stewart Avenue Garage Parking Fund) - Ward 5 (Weekly)

**MOTION - Continued:**

NOTE: COUNCILMAN MACK disclosed that Items 2 and 43 pertain to sites located near the Lady Luck Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-restricted gaming license. Also, the locations involved in Items 16, 52, and 53 are near SuperPawn shops owned by his brother, STEVEN MACK, for whom he does consulting. Neither of his relatives have mentioned any of these items to COUNCILMAN MACK, and he did not believe any of the aforementioned items would impact his family's interests; therefore, he stated that he would be voting on Items 2, 16, 43, 52, and 53.

**MINUTES:**

COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

Under Item 1, COUNCILMEN WOLFSON and REESE requested Items 8, 52 and 53 be pulled forward for discussion. JIM DiFIORE, Manager, Business Services, requested Item 5 be pulled for discussion.

(9:31 – 9:33/9:33 – 9:35)

**1-794/1-852**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$36,597,489.89

☒

**Budget Funds Available**

**Dept./Division:** Accounting Operations

☐

**Augmentation Required**

**Funding Source:** All Funds

**PURPOSE/BACKGROUND:**

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Summary of cash expenditures for the period 08/01/04 - 08/15/04

Total Services and Materials Checks	\$	22,490,925.42
Total Payroll Checks	\$	5,660,066.96
Total Wire Transfers	\$	8,446,497.51

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval to provide \$260,000 additional funding from the City Facilities Capital Project Fund (CPF) fund balance for the City East Yard Building "A" Remodel Project - Ward 3 (Reese)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$260,000

☐

**Budget Funds Available**

**Dept./Division:** Finance and Business Services

☒

**Augmentation Required**

**Funding Source:** City Facilities CPF

**PURPOSE/BACKGROUND:**

This remodel project was originally planned and funded based on the use of City crews for the labor component. Based on the size and schedule of the project, use of an outside contractor is required. This change in the project increases the estimated cost by \$260,000 for a total of \$600,000. Funding will be appropriated from available fund balance.

**RECOMMENDATION:**

Staff recommends approval to appropriate additional funding for the City East Yard Building A Remodel in the amount of \$260,000.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Las Vegas Veterans Centennial Committee, Location: Freedom Park, 850 North Mojave Road, Date: September 5, 2004, Type: Special Event General, Event: BBQ Picnic and Concert, Responsible Person in Charge: Rubie Ducksworth - Ward 3 (Reese)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED as recommended – UNANIMOUS**

**MINUTES:**

Under Item 1, JIM DiFIORE, Manager, Business Services, requested this matter be pulled forward for discussion to allow STAN WASHINGTON to make a correction. MR. WASHINGTON explained that the Las Vegas Veterans Promotions, the event coordinator and fundraiser for the Centennial Committee, would also be conducting alcohol sales on behalf of the Committee. However, when the application was submitted for this event, the name of Las Vegas Promotions was inadvertently omitted. He requested the name of Las Vegas Veterans Promotions be included in this application. MR. DiFIORE confirmed with MR. WASHINGTON that MS. DUCKSWORTH is still the responsible party.

CITY ATTORNEY JERBIC pointed out that this matter was placed on the agenda for the approval of a special event license for the Las Vegas Veterans Centennial Committee, and it would not be appropriate to amend this application and vote for two organizations as opposed to one. He suggested a permit be issued to the organization that is on the agenda and the Business Services manager can administratively review the addition of a second organization. MR. DiFIORE agreed to do the administrative review.

(9:35 – 9:38)

**1-908**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Lagun Onak Las Vegas Basque Club, Location: Sammy Davis Jr. Festival Plaza, Lorenzi Park, 3333 West Washington Avenue, Date: October 10, 2004, Type: Special Event General, Event: Basque Festival, Responsible Person in Charge: Jose Beristain - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Mexican Patriotic Committee, Location: Freedom Park, 850 North Mojave Road, Date: September 12, 2004, Type: Special Event Beer/Wine, Event: Mexican Independence Celebration, Responsible Person in Charge: Eddie Escobedo - Ward 3 (Reese)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Royal Festivals, Inc., Location: Boca Park, 510 South Rampart Boulevard, Dates: September 14-19, 2004, Type: Special Event General, Event: San Gennaro Italian Feast, Responsible Person in Charge: Orlando Maffucci - Ward 2 (Wolfson)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**WOLFSON – APPROVED as recommended – UNANIMOUS**

**MINUTES:**

ANTHONY PAMASANO was present.

COUNCILMAN WOLFSON asked ROBERT GENZER, Director, Planning and Development, if the additional conditions that were placed on this applicant are being met. MR. GENZER answered that during last year's San Gennaro Feast event a number of issues were raised by citizens who live in the vicinity regarding traffic and parking. As a result of those concerns, he and staff met with MR. PAMASANO and issued him a temporary commercial permit for this year's event with a number of conditions that he has agreed to, including adequate security and enforcement of parking regulations. Immediately following this year's event both parties will meet to discuss any issues that may have arisen during this year's event in order to address any problems for future events. MR. GENZER noted that the site at Boca Park is used throughout the year for various events and the concerns of the City are not unique to this event. MR. PAMASANO concurred with the conditions and then described some of the amenities of this year's event.

(9:38 – 9:41)

**1-1005**

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Dino's Lounge, Location: The Funk House, 1228 South Casino Center Boulevard, Dates: October 1 and November 5, 2004, Type: Special Event Beer/Wine, Event: First Friday, Responsible Person in Charge: Kristin Bartolo - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Higco, Inc., dba Three Angry Wives Pub, 8820 West Charleston Boulevard, Suite 105 (parking lot), Date: October 2, 2004, Type: Special Event General, Event: First Year Anniversary Party, Responsible Person in Charge: Erin O'Hayer - Ward 2 (Wolfson)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a Special Event License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Change of Business Name for a Restaurant Service Bar License, Big Daddy's Enterprise, Ltd., dba From: Mama Jo's Bistro, To: Tequila Sunrise Cantina, 8427 West Lake Mead Boulevard, Larry H. Schwartz, Mgr, Stephanie A. Schwartz, Mgr, S & L Enterprises, Inc., Mmbr, 90%, Larry A. Schwartz, Dir, Pres and Stephanie A. Schwartz, Dir, Secy, Treas, 100% jointly as husband and wife - Ward 4 (Brown)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Change of Business Name for a Restaurant Service Bar License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Franchisee for a Beer/Wine/Cooler On-sale License, Sizzler USA Restaurants, Inc., dba Sizzler Steak-Seafood-Salad, 307 South Decatur Boulevard, Witman's Food, LLC, Franchisee, Junaid K. Sheikh, Mgr, Mmbr, 60%, Arthur D. Church, Mgr, Mmbr, 40%, Krishnakumar D. Pandya, Lender - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Franchisee for a Beer/Wine/Cooler On-sale License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Restricted Gaming License for 2 slots subject to confirmation of approval by the Nevada Gaming Commission, Kim & Kim, dba 7-Eleven Food Store #13699C, 2409 Tam Drive, Heon J. Kim, Franchise Mgr, Jeong M. Kim, Franchise Mgr - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Restricted Gaming License for 2 slots

**RECOMMENDATION:**

Recommend approval subject to confirmation of approval by the Nevada Gaming Commission

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Change of Location for a Burglar Alarm License, Hometronic, dba Hometronic,  
From: 101 South Rainbow Boulevard, Suite 6, To: 2480 North Decatur Boulevard, Suite 180,  
Dean M. Poser, Dir, Pres, Secy, 50%, David J. Poser, Dir, Treas, 50% - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Change of Location for a Burglar Alarm License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK**  
abstaining on Item 54 to avoid any conflict because it involves a company with which his  
firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Hypnotist License, Cynthia Abdelsayed, dba Cynthia Abdelsayed, 2820 West Charleston Boulevard, Suite A-6, Cynthia E. Abdelsayed, 100% - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Hypnotist License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a new Hypnotist License subject to the provisions of the fire codes, Bernice Cain, dba Bernice Cain, 4750 West Sahara Avenue, #34, Bernice A. Cain, 100% - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of a new Hypnotist License

**RECOMMENDATION:**

Recommend approval subject to the provisions of the fire codes

**BACKUP DOCUMENTATION:**

Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

NOTE: Under Item 2, COUNCILMAN MACK disclosed that Items 2 and 43 pertain to sites located near the Lady Luck Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-restricted gaming license. Also, the locations involved in Items 16, 52, and 53 are near SuperPawn shops owned by his brother, STEVEN MACK, for whom he does consulting. Neither of his relatives have mentioned any of these items to COUNCILMAN MACK, and he did not believe any of the aforementioned items would impact his family's interests; therefore, he stated that he would be voting on Items 2, 16, 43, 52, and 53.

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Change of Location for a Locksmith License, Alan Cross, dba Lockshop, From: 837 South Rainbow Boulevard, To: 4760 West Dewey Drive, #117, Alan Cross, 100% - County

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Approval of Change of Location for a Locksmith License

**RECOMMENDATION:**

Recommend approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Preapproval of award of Bid No. 05.1730.09-LED, Modification of Lake Mead Boulevard and Tenaya Way Intersection to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - (Monetary range \$450,000 to \$660,000 - Road and Flood Capital Projects Fund) - Ward 4 (Brown)

**Fiscal Impact**☐**No Impact****Amount:** \$660,000☒**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:** Road and Flood CPF**PURPOSE/BACKGROUND:**

This project consists of constructing exclusive westbound and eastbound right turn lanes on Lake Mead Boulevard and dual left turn lanes on each leg of the intersection. The work shall include traffic signal and street light relocation, electrical work related to relocation, removal and replacement of curb, gutter and sidewalk, asphalt concrete pavement removal and replacement, relocation of existing storm drain and other related work.

PCC: L. E. Davis

**RECOMMENDATION:**

That the City Council preapprove the award of Bid No. 05.1730.09-LED, Modification of Lake Mead Boulevard and Tenaya Way Intersection to the lowest responsive and responsible or best bidder and approve the construction conflicts and contingency reserve set by Finance and Business Services in the monetary range of \$450,000 to \$660,000. Authority to execute contract is given to the Purchasing Manager per R-88-2004.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – Motion to bring forward and Hold in ABEYANCE Item 18 to 9/15/2004 and STRIKE Items 56 and 57 – UNANIMOUS**

**MINUTES:**

There was no related discussion.

(9:31 – 9:33)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Interlocal Agreement between the City of Las Vegas and University Medical Center for Paramedic Training and Clinical Experience - Department of Fire and Rescue - Award recommended to: UNIVERSITY MEDICAL CENTER (Estimated annual amount of \$80,000 - General Fund)

**Fiscal Impact**☐**No Impact****Amount:** \$80,000☒**Budget Funds Available****Dept./Division:** Fire and Rescue☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

This requirement will provide for training and clinical experience for Paramedics assigned to the City's Fire Department. An Interlocal Agreement has been negotiated between the City of Las Vegas and University Medical Center to insure that the Paramedics receive training in accordance with Nevada Revised Statutes.

This requirement is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), professional services.

PCC: K. Falline

POC: Donald Haight - (702) 383-2758

CFN: 040372-LW

**RECOMMENDATION:**

That the City Council approve the Interlocal Agreement between the City of Las Vegas and University Medical Center for Paramedic Training and Clinical Experience in the estimated annual amount of \$80,000. Authority to execute Agreement is given to Purchasing Manager per R-88-2004.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Finance and Business Services

Item 19 – Approval of Interlocal Agreement between the City of Las Vegas and University Medical Center for Paramedic Training and Clinical Experience - Department of Fire and Rescue - Award recommended to: UNIVERSITY MEDICAL CENTER (Estimated annual amount of \$80,000 - General Fund)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Annual Contract No. 050056 for furniture installation and services, to include reconfigurations, design, project management and inventory management - Various Departments  
- Award recommended to: FACILITEC OF NEVADA (\$50,000 - General Fund)

**Fiscal Impact**

☐

**No Impact**

**Amount: \$50,000**

☒

**Budget Funds Available**

**Dept./Division: Various Departments**

☐

**Augmentation Required**

**Funding Source: General Fund**

**PURPOSE/BACKGROUND:**

This contract provides the installation of Haworth furniture and services, to include reconfigurations, design, project management and inventory management from date of award through August 31, 2005 with options to renew as long as the bidding exception applies.

This purchase is exempt from the competitive bidding process pursuant to NRS 332.115(a), items which may only be contracted from a sole source.

PCC: D. Kaplan

POC: Matt Hopton - (702) 926-8012

**RECOMMENDATION:**

That the City Council approve Contract No. 050056 to Facilitec of Nevada in the estimated annual amount of \$50,000 from date of award to August 31, 2005, with annual renewals as long as the bidding exception applies. Authority to execute Contract is given to Purchasing Manager per R-88-2004.

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: FIRE & RESCUE**

**DIRECTOR: DAVID L. WASHINGTON**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a donation of a truck and trailer from the Las Vegas Metropolitan Police Department (LVMPD) to Las Vegas Fire & Rescue for its Technical Rescue Operations - All Wards

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

A 2-1/2 ton truck and a 1-1/2 ton trailer, no longer needed by LVMPD, have been offered at no cost to Las Vegas Fire & Rescue for its Technical Rescue Operations function. The vehicle is listed as "M35A2" and was appropriated initially through the military 1033 program. This program allows LVMPD to donate the vehicle to another agency as long as the new user does not export the vehicle out of the country. The vehicle will be used to haul lumber and specialty equipment to any structural collapse and trench rescue emergencies.

**RECOMMENDATION:**

Las Vegas Fire & Rescue recommends approval.

**BACKUP DOCUMENTATION:**

DLA Form 1822

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: HUMAN RESOURCES****DIRECTOR: F. CLAUDETTE ENUS**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to create one regular full time Construction Inspector position for the Providence SID #607 in the Public Works department (\$72,100 - Providence SID Offsite Inspections Special Revenue Fund) - Ward 6 (Mack)

**Fiscal Impact**☐**No Impact****Amount:** \$72,100☐**Budget Funds Available****Dept./Division:** Public Works/City Engineering☒**Augmentation Required****Funding Source:** Offsite Inspections Special Revenue Fund**PURPOSE/BACKGROUND:**

SID #607's construction valuation and the aggressive 2.5 to 4 year build out schedule requires the creation and filling of this critical position. The anticipated increase in workload is significant. Current staff resources are insufficient in providing the timely inspection coverage and reimbursements as mandated through the SID and still maintain current levels of service in other areas. The position will be funded through the \$51.2 million bond issue for the Providence SID #607. The District Financing Agreement approved by City Council identifies approximately \$1.7 million to cover the City's costs associated with construction inspection and material testing services. This position will be fully funded from the dedicated portion of the bond proceeds.

**RECOMMENDATION:**

It is recommended that creation of a regular full time Construction Inspector II position be approved.

**BACKUP DOCUMENTATION:**

Human Resource Employee/Position Request (EPR) #0555PW

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA P. JACKSON, DPA** ☒ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

Approval of Interlocal Agreement between Clark County and the City of Las Vegas to utilize Fiscal Year 2004/2005 County Grant funds in the amount of \$20,000 for the Visual Arts Summer Camp Program - Ward 5 (Weekly)

**Fiscal Impact**

<input checked="" type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>
<input type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>

**PURPOSE/BACKGROUND:**

The Interlocal Agreement between Clark County and the City of Las Vegas shall be that the City of Las Vegas find appropriate means of providing summer recreational activities to children who reside in low income areas of Clark County and to which the Clark County Parks and Recreation Department provide alternative recreational, educational and cultural activities for youth

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

1. Letter from Clark County
2. Interlocal Agreement

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: MUNICIPAL COURT**

**DIRECTOR: JAMES P. CARMANY**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of Interlocal Contract for Electronic Monitoring Services Agreement between the Las Vegas Municipal Court House Arrest Program and the City of Henderson Municipal Court

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Henderson Municipal Court is responsible for sentencing individuals who have been adjudicated guilty on a misdemeanor charge(s) which sometimes results in ordered home detention.

Henderson Municipal Court has requested assistance to monitor defendants authorized to serve in custody through house arrest either post-conviction or while awaiting trial and Las Vegas has a House Arrest Unit that can serve as a host station through its monitoring and equipment for Henderson Municipal Court.

**RECOMMENDATION:**

The City Council approve the Interlocal Agreement between the Henderson Municipal Court and Las Vegas Municipal Court House Arrest Program that can serve as a host station through its monitoring and equipment for those defendants sentenced to home detention by Henderson Municipal Court.

**BACKUP DOCUMENTATION:**

Interlocal Contract for Electronic Monitoring Services

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to cease participation within the Clark County HOME Consortium in order to receive and administer HOME funds as a participating jurisdiction - All Wards

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

As a member of the County Consortium, the City receives its federal and state HOME funding through the County as a pass-through. This relationship was originally beneficial to the City since the County handled the majority of the program administration. However, over time the responsibilities for administering the program have shifted to the City. In addition, the coordination of County and City policies as two independent agencies has been difficult. Therefore, membership within the Consortium no longer serves the best interests of the City or its sub-recipients.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PLANNING AND DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a list of projects for nomination for funding from the Special Account established through the sale of Bureau of Land Management (BLM) lands in accordance with the Southern Nevada Public Lands Management Act (SNPLMA) - All Wards

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The purpose of this item is to identify parks, trails and open space projects that will be submitted to the BLM for consideration for possible funding through the Special Account established as a result of the Southern Nevada Public Lands Management Act.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. SNPLMA Round 6 Proposed Project Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the North Half of Section 31 and the Northwest Quarter of Section 32, Township 19 South, Range 60 East, Mount Diablo Meridian, for sewer purposes generally located on the south side of the Hammer Lane alignment, between the Hualapai Way and El Capitan Way alignments, APNs 125-31-201-008, -601-001, -002 and 125-32-204-005 – County (near Wards 4 and 6 - Brown and Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

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**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval to file a Temporary Use Permit with the Bureau of Land Management for the construction of sanitary sewer on portions of land lying within the Sections 1, 2, 3 and 4, Township 19 South, Range 60 East, Mount Diablo Meridian, generally located on the north and south sides of the Log Cabin Way alignment, between the Durango Drive and Jones Boulevard alignments, APNs 125-01-001-001, 125-02-001-001, -002-001, 125-03-001-001, -002-002 and 125-04-001-004 - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a First Amendment to the Professional Services Agreement with Aztec Engineering, LLC, for the Particulate Matter - 10/Congestion Mitigation Air Quality (PM - 10/CMAQ) Roadway Improvements Phase 2 (\$64,333 - Regional Transportation Commission) - All Wards

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$64,333

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** Regional Transportation Commission

**PURPOSE/BACKGROUND:**

The scope of work for this project generally consists of asphalt surfacing for unpaved roads which have been identified and approved by the Regional Transportation Commission in the Clark County PM -10 non-attainment area. This amendment will allow Aztec Engineering, LLC, to perform additional design services and provide construction phase support during the completion of the construction phase of the project and other related additional engineering services not included in the original scope of the project.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

First Amendment to Professional Services Agreement

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Contributions in Aid of Construction Tax Calculation with Nevada Power Company to facilitate relocation of a Nevada Power Company switchgear near the corner of Durango Drive and Vegas Drive (\$115,941 - Regional Transportation Commission) - Wards 2 and 4 (Wolfson and Brown)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$115,941

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** Regional Transportation Commission

**PURPOSE/BACKGROUND:**

The relocation of Nevada Power Company's switchgear is necessary for construction of the Durango Drive - Westcliff Drive to Vegas Drive project.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Nevada Power Company Contributions in Aid of Construction Tax Calculation

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8:** **APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53:** **ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Engineering Design Services Agreement with VPOINT to design and prepare contract drawings and special provisions for the Particulate Matter - 10/Congestion Mitigation Air Quality (PM -10/CMAQ) Shoulder Improvements (\$302,880 - Regional Transportation Commission) - All Wards

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$302,880

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** Regional Transportation Commission

**PURPOSE/BACKGROUND:**

The scope of work for this project generally consists of asphalt and granular material resurfacing of unpaved shoulders and travel lanes to extend the width of the existing roads to 32 feet. The roads to be improved have been identified and approved by the Regional Transportation Commission in the Clark County PM -10 non-attainment area.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Engineering Design Services Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8:** **APPROVED** under separate actions (see individual items)

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**MINUTES:**

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from GC Wallace, Incorporated, on behalf of D.R. Horton, Incorporated, owner (Durango Drive at Log Cabin Way) - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment shall consist of landscaping on the south side of Moccasin Road extending east and west of Durango Drive, landscaping on both sides of Durango Drive between Log Cabin Way and Moccasin Road, and at the northwest corner of Log Cabin Way and Durango Drive. The landscaping shall consist of trees, shrubs, ground cover, and an irrigation system for the proposed Log Cabin Ranch subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Orion Engineering and Survey on behalf of Plaster Development Company, Incorporated, owner (Martin L. King Boulevard between Alta Drive and US95) - Ward 5 (Weekly)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment shall consist of an approximate 10' wide area of landscaping on the west side of Martin L. King Boulevard extending approximately 54' along the property line consisting of trees, shrubs, ground cover, and an irrigation system for the proposed Shadow Lane Unit 2 subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Copy of Encroachment Exhibit "A" (vicinity map)
2. Copy of Encroachment Exhibit "B" (Martin L. King Boulevard)

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

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**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - VTN Nevada on behalf of Quarterhorse Falls Estates, owners (southeast of Torrey Pines Drive and Ackerman Avenue, APN 125-11-804-001, 125-11-804-002, 125-11-805-001, and 125-11-805-002) - County (near Ward 6 - Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This request is to connect 40 single family dwellings located southeast of Torrey Pines Drive and Ackerman Avenue. The owner proposes to connect to an 8" sewer line located in Grand Teton Drive. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

**RECOMMENDATION:**

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Allen Teles Revocable Trust, owner (3011 Pinto Lane) - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment shall consist of an approximate 12.5' wide area of landscaping on the south side of Pinto Lane extending approximately 331' adjacent to the property line consisting of grass, boulders, irrigation system, grass covered berms, and low-voltage lighting for a private residence. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Copy of Encroachment Exhibit "A" (Pinto Lane)
2. Copy of Encroachment Exhibit "B" (vicinity map)

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

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**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

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**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Desert Wind Homes on behalf of Uninvest I, LLC, owner (southeast corner of Hualapai Way and Shiloh School Lane) - Ward 4 (Brown)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment shall consist of an approximate 5' wide area of landscaping on the east side of Hualapai Way extending southward from Shiloh School Lane for approximately 194' consisting of trees, shrubs, ground cover and an irrigation system for the proposed Tierra Summit subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (Hualapai Way south of Shiloh School Lane)

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions (see individual items)**

**Items 18, 52 & 53: ABEYANCE under separate actions (see individual items)**

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from D.R. Horton, Incorporated, owner (southwest corner of Tee Pee Lane and Grand Teton Drive) - Ward 6 (Mack)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed encroachment shall consist of an approximate 7.5' wide area of landscaping on the west side of Tee Pee Lane extending southward for approximately 567' from Grand Teton Drive and an approximate 5' wide area of landscaping on the south side of Grand Teton Drive extending approximately 598' westward from Tee Pee Lane consisting of landscaping to meet Town Center Landscaping Requirements for the proposed Elkhorn Court subdivision. If approved, the applicant will be required to sign an Encroachment Agreement which has conditions of maintenance, liability, and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Copy of Encroachment Exhibit "A" (southwest corner of Tee Pee Lane and Grand Teton Drive)

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions** (see individual items)

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Professional Services Agreement with RPA Landscape Architecture, Inc., for the design services of Elkhorn Ft. Apache Park located at Elkhorn Road and Fort Apache Road (\$133,640 - Residential Construction Tax) - Ward 6 (Mack)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$133,640

☒

**Budget Funds Available**

**Dept./Division:** Public Works/Eng. Integration

☐

**Augmentation Required**

**Funding Source:** Residential Construction Tax

**PURPOSE/BACKGROUND:**

To design a 5-acre family park and recreation site consisting of a large dog park area, children's water feature play area, tot lots with fabric covers, restroom building, several ramada shade structures and on site parking.

**RECOMMENDATION:**

That the City Council approve the negotiated Professional Service Agreement with RPA Landscape Architecture for the design services of Elkhorn Ft. Apache Park in the amount of \$133,640 and approve an additional services contingency reserve of \$20,000.

**BACKUP DOCUMENTATION:**

Professional Services Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Professional Services Agreement with Marriotti Landscape Architecture for the design services of Iron Mountain Ft. Apache Park located at Iron Mountain Road and Fort Apache Road (\$325,000 - Residential Construction Tax) - Ward 6 (Mack)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$325,000

☒

**Budget Funds Available**

**Dept./Division:** Public Works/Eng. Integration

☐

**Augmentation Required**

**Funding Source:** Residential Construction Tax

**PURPOSE/BACKGROUND:**

To design a 12-acre family park and recreation site consisting of two Soccer/La Cross fields with synthetic turf, sport field lighting, children's water feature play area, tot lots with fabric covers, restroom building, several ramada shade structures, on site parking and street improvements.

**RECOMMENDATION:**

That the City Council approve the negotiated Professional Service Agreement with Marriotti Landscape Architecture for the design services of Iron Mountain Ft. Apache Park in the amount of \$325,000 and approve an additional services contingency reserve of \$32,000.

**BACKUP DOCUMENTATION:**

Professional Services Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**MINUTES:**

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**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of an Off-Site Improvements Agreement with Clark County Development Services for improvements along Vegas Valley Drive located adjacent to the Water Pollution Control Facility - County

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:** Public Works/Environmental

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Design is complete for the first phase of security upgrades at the Water Pollution Control Facility as recommended in the Vulnerability Assessment. Included in the project (WPCF - Contract 31) are improvements in the Clark County right-of-way on Vegas Valley Drive for which Clark County requires an Off-site Improvements Agreement.

**RECOMMENDATION:**

The Director of Public Works recommends that the City Council approve the Off-site Improvements Agreement with Clark County Development Services.

**BACKUP DOCUMENTATION:**

Off-site Improvements Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**MINUTES:**

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a Professional Services Agreement with Larson and Associates for the design services of El Campo Grande Bradley Park located at El Campo Grande Avenue and Bradley Road (\$113,500 - Residential Construction Tax) - Ward 6 (Mack)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$113,500

☒

**Budget Funds Available**

**Dept./Division:** Public Works/Eng. Integration

☐

**Augmentation Required**

**Funding Source:** Residential Construction Tax

**PURPOSE/BACKGROUND:**

To design a 4-acre family park and recreation site consisting of a children's water feature play area, turf activity area, walkway path, tot lot play equipment areas with fabric covers, restroom building, and several ramada shade structures.

**RECOMMENDATION:**

That the City Council approve the negotiated Professional Service Agreement with Larson Associates for the design services of El Campo Grande Bradley Park in the amount of \$113,500 and approve an additional services contingency reserve of \$15,000.

**BACKUP DOCUMENTATION:**

Professional Services Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**MINUTES:**

There was no related discussion.

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**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD D. GOECKE**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

Approval of a First Amendment to an Agreement for the Adjustment of Utility Facilities with Nevada Power Company (NPC) for the relocation of utility facilities in conjunction with the Charleston Boulevard and Shadow Lane Intersection Improvements Project (\$80,000 - Nevada Power Company Funds) - Wards 1 and 5 (Moncrief and Weekly)

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$80,000

☒

**Budget Funds Available**

**Dept./Division:** Public Works/City Engineer

☐

**Augmentation Required**

**Funding Source:** Nevada Power Company Funds

**PURPOSE/BACKGROUND:**

The City desires to modify the Agreement with Nevada Power Company (NPC) for relocation of utility facilities in conjunction with the Charleston Boulevard and Shadow Lane Intersection Improvements Project. NPC will reimburse the City for the costs of their share of these relocations. Based on actual bids received in a competitive bidding process, NPC's share of the reimbursement costs associated with this Agreement has increased to \$80,000.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

First Amendment

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

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**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

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1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Construction Management Agreement with Harris & Associates for construction management, material testing and special inspection services of City Hall Expansion - Phase II located at Las Vegas Boulevard and Stewart Avenue (\$1,168,238.55 - Capital Projects Fund) - Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount:** \$1,168,238.55☒**Budget Funds Available****Dept./Division:** Public Works/Eng. Integration☐**Augmentation Required****Funding Source:** Capital Projects Fund**PURPOSE/BACKGROUND:****RECOMMENDATION:**

That the City Council approve the negotiated Construction Management Agreement with Harris & Associates for the City Hall Expansion - Phase II in the amount of \$1,168,238.55 and approve an additional services contingency reserve in the amount of \$115,000.00

**BACKUP DOCUMENTATION:**

Construction Management Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

NOTE: Under Item 2, COUNCILMAN MACK disclosed that Items 2 and 43 pertain to sites located near the Lady Luck Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-restricted gaming license. Also, the locations involved in Items 16, 52, and 53 are near SuperPawn shops owned by his brother, STEVEN MACK, for whom he does consulting. Neither of his relatives have mentioned any of these items to COUNCILMAN MACK, and he did not believe any of the aforementioned items would impact his family's interests; therefore, he stated that he would be voting on Items 2, 16, 43, 52, and 53.

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-144-2004** - Approval of a Resolution directing the City Treasurer to prepare the Forty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Kloehn Companies Phase II.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-144-2004

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☒

**CONSENT**

☐

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

**R-145-2004** - Approval of a Resolution approving the Forty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Kloehn Companies Phase II.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-145-2004

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

**MINUTES:**

There was no related discussion.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: BUSINESS DEVELOPMENT****DIRECTOR: SCOTT D. ADAMS**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Right-of-Way Grant for Ingress & Egress Purposes, between the City of Las Vegas and Stella Lake Partners, LLC, for an easement located on the north side of Mt. Mariah Drive, approximately 270 feet east of Stella Lake Street, APN 139-21-313-009 - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The site development plan for the office building being developed by Stella Lake Partners, LLC ("Developer") requires driveway access at the southeastern corner of the project site. To accommodate this driveway, the Developer has requested an Ingress & Egress Easement to allow for a turning radius which would encompass 86 square feet of the City-owned property immediately east and adjacent to the project site. This Right-of-Way Grant will grant the easement to the Developer for \$1.00 and in consideration of the Developer's planned office building.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Right-of-way Grant for Ingress & Egress Purposes
2. Legal Description
3. Exhibit "B" Map of Easement
4. Letter from Augie Tortora, Harwood & Associates, dated July 19, 2004

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53: ABEYANCE** under separate actions (see individual items)

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Real Estate

Item 46 - Approval of a Right-of-Way Grant for Ingress & Egress Purposes, between the City of Las Vegas and Stella Lake Partners, LLC, for an easement located on the north side of Mt. Mariah Drive, approximately 270 feet east of Stella Lake Street, APN 139-21-313-009 - Ward 5 (Weekly)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

**1-852**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Lease Agreement renewal between the City of Las Vegas and I Have a Dream Foundation, a Nevada non-profit corporation, for approximately 300 square feet of office space located at 320 South 9<sup>th</sup> Street - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City purchased the former First Baptist Church at 9<sup>th</sup> and Bridger Streets with Community Development Block Grant funds acquiring the main building and an additional structure formerly used as a parsonage. The parsonage is a 3 room structure which presently houses Jude 22 for operation of the Senior Nutrition Center, providing emergency food services for senior citizens. I Have a Dream Foundation occupies one room of the structure for use with educational mentoring and tutoring of qualifying low to moderate income children.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

Lease Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

1-852

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Lease Agreement renewal between the City of Las Vegas and Jude 22, a Nevada non-profit corporation, for approximately 1200 square feet of office space and the use of a 400 square foot trailer for storage purposes located at 320 South 9th Street - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City purchased the former First Baptist Church at 9th and Bridger Streets with Community Development Block Grant funds acquiring the main building and an additional structure formerly used as a parsonage. The parsonage is a 3 room structure which presently houses Jude 22 in 2 of the rooms for operation of the Senior Nutrition Center, providing emergency food services for senior citizens. Jude 22 occupies the main room (transformed into a warehouse area), the front area for receiving and processing clients, and storage closets along with a 10x40 modular building to store food items.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Lease Agreement
2. First Amendment to Lease Agreement

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Real Estate

Item 48 - Approval of a Lease Agreement renewal between the City of Las Vegas and Jude 22, a Nevada non-profit corporation, for approximately 1200 square feet of office space and the use of a 400 square foot trailer for storage purposes located at 320 South 9th Street - Ward 5 (Weekly)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

**1-852**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a First Amendment to Lease between Credit Union Plaza and the City of Las Vegas for lease of approximately 2,541 square feet of office space located at 3100 West Sahara Avenue, Suite 116, for use by the City's Senior Citizens Law Project (\$4,608/month - Leisure Services/State of Nevada Division of Aging Services) - Ward 1 (Moncrief)

**Fiscal Impact**☐**No Impact****Amount:** \$4,608☒**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:** Leisure Serv/NV Aging Serv**PURPOSE/BACKGROUND:**

The Senior Law Project along with their State counterpart, the Division of Aging Services, has been housed at the Credit Union Plaza since August 2001. The current lease agreement will expire August 30, 2004. Coldwell Banker Commercial, Property Management for the Credit Union Plaza, has agreed to renew the Lease Agreement on a month-to-month basis (\$4,548 per month with an additional \$60 monthly signage fee). Costs are to be shared by the City and the State of Nevada.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. First Amendment to Lease
2. Disclosure of Principals
3. Site Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8:**            **APPROVED** under separate actions (see individual items)

**Items 18, 52 & 53:**   **ABEYANCE** under separate actions (see individual items)

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Real Estate

Item 49 - Approval of a First Amendment to Lease between Credit Union Plaza and the City of Las Vegas for lease of approximately 2,541 square feet of office space located at 3100 West Sahara Avenue, Suite 116, for use by the City's Senior Citizens Law Project (\$4,608/month - Leisure Services/State of Nevada Division of Aging Services) - Ward 1 (Moncrief)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

**1-794**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Memorandum of Understanding (MOU) between the City of Las Vegas (City) and the Clark County School District (District) regarding use of approximately five acres of land located east of the Kay Carl Elementary School site located at 5625 Corbett Street - Ward 6 (Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

On 11/5/2003, Council approved staff entering into negotiations with the Clark County School District to allow the City to build a park on the vacant land remaining after the construction of Kay Carl Elementary School. This MOU sets forth the conditions whereby the District will grant the City use of approximately five acres of land, located east of the school site, to develop various improvements such as irrigation and seeding, ball field improvements, and landscaping.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

Memorandum of Understanding

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Memorandum of Understanding with Lone Mountain Little League, a non-profit organization, for the installation of two electronic remote controlled scoreboards on existing fields at Mountain Ridge Park located at 7151 Oso Blanca Road - Ward 6 (Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Lone Mountain Little League (LMLL) requested permission to install two additional electronic remote controlled scoreboards at Mountain Ridge Park. LMLL is the little league association that has the programming rights for the fields at the park through the Department of Leisure Services. The Amendment puts in writing which additional fields the scoreboards will be installed on at LMLL's cost and expense.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Amendment to MOU
2. Disclosure of Principals
3. Site Map

**MOTION:**

**REESE – APPROVED Items 2-4, 6, 7, 9-17, 19-51, and 54 – UNANIMOUS with MACK abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client**

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of entering into negotiations with The Salvation Army for a Purchase Agreement for approximately 3.165 acres of land in the vicinity of Owens Avenue and Main Street for The Salvation Army and HAND Development Company for co-development of an affordable family housing community - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

City of Las Vegas (CLV) is in receipt of a letter from The Salvation Army dated 6/7/04. They have requested to enter into a Purchase Agreement with CLV for approximately 3.165 acres of land on which to develop an affordable family housing community consisting of 68 apartment units, a 2,000 sq. ft. recreation building and small play area.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval to enter into negotiations with The Salvation Army to bring the Purchase Agreement back to Council for consideration

**BACKUP DOCUMENTATION:**

1. 6/7/04 Letter from The Salvation Army
2. Site Map

**MOTION:**

**WEEKLY – ABEYANCE of Items 52 and 53 to 9/15/2004 – UNANIMOUS**

NOTE: Under Item 2, COUNCILMAN MACK disclosed that Items 2 and 43 pertain to sites located near the Lady Luck Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-restricted gaming license. Also, the locations involved in Items 16, 52, and 53 are near SuperPawn shops owned by his brother, STEVEN MACK, for whom he does consulting. Neither of his relatives have mentioned any of these items to COUNCILMAN MACK, and he did not believe any of the aforementioned items would impact his family's interests; therefore, he stated that he would be voting on Items 2, 16, 43, 52, and 53.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Real Estate

Item 52 - Approval of entering into negotiations with The Salvation Army for a Purchase Agreement for approximately 3.165 acres of land in the vicinity of Owens Avenue and Main Street for The Salvation Army and HAND Development Company for co-development of an affordable family housing community - Ward 5 (Weekly)

**MINUTES:**

JOHN McNELLIS, Deputy Director, Public Works, indicated that staff is only requesting permission to go forward with negotiations. COUNCILMAN REESE said that he is concerned about perhaps undercharging for the use of this land. MR. McNELLIS could not respond, stating that DAVE ROARK, Manager, Real Estate and Asset Management Division, is handling the negotiations.

Since both he and COUNCILMAN REESE have concerns about this corridor, COUNCILMAN WEEKLY preferred to hold this matter in abeyance to ensure staff is aware of what they want in this corridor.

NOTE: COUNCILMAN REESE directed that he be included in the negotiations so that he can address some of his concerns regarding this corridor.

(9:41 – 9:44)

**1-1117**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of entering into negotiations with The Shade Tree, Inc., for the purchase of approximately one acre of City land in the vicinity of Owens Avenue and Main Street for an off-site expansion - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City of Las Vegas is in receipt of a letter from The Shade Tree, Inc., dated 8/10/04. They have requested to enter into a Purchase and Sale Agreement with CLV for approximately one acre of land for an off-site expansion. The land requested is adjacent to the west parking lot wall of their existing property.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval to enter into negotiations with The Shade Tree, Inc., to bring the Purchase and Sale Agreement back to Council for consideration.

**BACKUP DOCUMENTATION:**

1. 8/10/2004 Letter from The Shade Tree
2. Site Map

**MOTION:**

**WEEKLY – ABEYANCE of Items 52 and 53 to 9/15/2004 – UNANIMOUS**

NOTE: Under Item 2, COUNCILMAN MACK disclosed that Items 2 and 43 pertain to sites located near the Lady Luck Casino, with which his brother-in-law, ANDREW DONNER, has a contract related to its non-restricted gaming license. Also, the locations involved in Items 16, 52, and 53 are near SuperPawn shops owned by his brother, STEVEN MACK, for whom he does consulting. Neither of his relatives have mentioned any of these items to COUNCILMAN MACK, and he did not believe any of the aforementioned items would impact his family's interests; therefore, he stated that he would be voting on Items 2, 16, 43, 52, and 53.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Consent – Real Estate

Item 53 - Approval of entering into negotiations with The Shade Tree, Inc., for the purchase of approximately one acre of City land in the vicinity of Owens Avenue and Main Street for an off-site expansion - Ward 5 (Weekly)

**MINUTES:**

JOHN McNELLIS, Deputy Director, Public Works, was present.

See Item 52 for all related discussion.

(9:41 – 9:44)

1-1117

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Sign Location Lease between City Parkway IV A Inc. and Viacom Outdoor Inc. for rental of space for a billboard sign located in the vicinity of Bonanza Road and Main Street, APN 139-27-401-031 (\$2,000 monthly revenue - City Parkway IV-A/Miscellaneous Rentals) - Ward 5 (Weekly)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Real Estate☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In conjunction with the acquisition of this parcel from Union Pacific, Viacom has a yearly lease for an existing billboard on site. This new lease is for five years with a five-year option and the yearly rental income will increase by \$6,000 with a Consumer Price Index (CPI) increase each year.

**RECOMMENDATION:**

The 8/31/2004 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

1. Sign Location Lease
2. Site Map

**MOTION:**

**REESE – APPROVED** Items 2-4, 6, 7, 9-17, 19-51, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 54 to avoid any conflict because it involves a company with which his firm, Mack Consulting, negotiates on behalf of his client

**Items 5 & 8: APPROVED under separate actions** (see individual items)

**Items 18, 52 & 53: ABEYANCE under separate actions** (see individual items)

**MINUTES:**

Under Item 1, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda and joins with the recommendation of staff that the City Council approve each item.

(9:33 – 9:35)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY MANAGER****DIRECTOR: DOUGLAS SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report from the City Manager on the 2004 City of Las Vegas Citizen's Academy

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City of Las Vegas is launching the first Las Vegas Citizen's Academy, a program designed to educate residents on the daily operations of city government and to highlight programs and opportunities for residents to get involved.

**RECOMMENDATION:**

Report only, no action required

**BACKUP DOCUMENTATION:**

1. Submitted after meeting: hardcopy of scripted PowerPoint presentation
2. Submitted after meeting: information letter from City Manager Selby regarding the Las Vegas Citizen's Leadership Academy
3. Submitted after meeting: Las Vegas Citizen's Leadership Academy Class of 2004 Application

**MOTION:****None required. A report was given.****MINUTES:**

CITY MANAGER SELBY outlined the project using a PowerPoint presentation, a copy of which is made a part of the final minutes.

COUNCILMAN WOLFSON noted that this is a great idea, and then asked for the age requirements. CITY MANAGER SELBY answered that 18 is the minimum age.

CITY MANAGER SELBY pointed out that Neighborhood Services developed a great part of the program.



CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Administrative

Item 55 – Report from the City Manager on the 2004 City of Las Vegas Citizen's Academy

**MINUTES – Continued:**

MAYOR GOODMAN also felt that this is a great opportunity to educate the public about government, because the more they understand about local government the better the community will be served. He hopes that people from all walks of life are selected. CITY MANAGER SELBY said that is the goal.

(10:00 – 10:07)

**1-1876**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT:** CITY ATTORNEY

**DIRECTOR:** BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Diane Kay Botner, 320 South 1<sup>st</sup> Street, Las Vegas, Nevada 89101

**Fiscal Impact**

☒

No Impact

**Amount:**

☐

Budget Funds Available

**Dept./Division:**

☐

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**[BACKUP DOCUMENTATION:](#)**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

**MOTION:**

REESE – Motion to bring forward and Hold in ABEYANCE Item 18 to 9/15/2004 and STRIKE Items 56 and 57 – UNANIMOUS

**MINUTES:**

There was no related discussion.

(9:31 – 9:33)

1-794

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Simon Winston Macauley, 1230 S. Rancho Drive, Las Vegas, Nevada 89102

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Letter from Appellant to City Council
3. Request for abeyance from Appellant

**MOTION:**

**REESE – Motion to bring forward and Hold in ABEYANCE Item 18 to 9/15/2004 and STRIKE Items 56 and 57 – UNANIMOUS**

**MINUTES:**

There was no related discussion.

(9:31 – 9:33)

**1-794**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License, From: Nevada Oil and Land Development, LLC, Carlos Huerta, Mmbr, 37.5%, Wasef Qaraman, Mgr, Mmbr, 34%, Marwan Aburahma, Mmbr, 28.5%, To: Raz Durani, dba Craig Rancho Mart, 4371 North Rancho Drive, Raz M. Durani, 100% - Ward 6 (Mack)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License

**RECOMMENDATION:**

Recommend approval with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Raz Durani

**MOTION:**

**MACK - APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS**

**MINUTES:**

The applicant was present.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met all the requirements for consideration of temporary approval. However, he pointed out that during an inspection it was found that the purchase agreement did not go through, thus the requirement to remove the alcohol was imposed. Also, it was found that one of the employees did not possess a health card. The aforementioned incidents do not severely reflect on MR. DURANI'S suitability; however, MR. DiFIORE requested that MR. DURANI ensure that all his employees possess the appropriate cards before he takes over full operation.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Finance and Business Services

Item 58 - Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License, From: Nevada Oil and Land Development, LLC, Carlos Huerta, Mmbr, 37.5%, Wasef Qaraman, Mgr, Mmbr, 34%, Marwan Aburahma, Mmbr, 28.5%, To: Raz Durani, dba Craig Rancho Mart, 4371 North Rancho Drive, Raz M. Durani, 100% - Ward 6 (Mack)

**MINUTES – Continued:**

MR. DURANI said that he is trying to take care of all the details of opening this business as he was relocating from California. His employees are currently in possession of all required cards. He hopes to be able to obtain a liquor license because his business is suffering without being able to sell alcohol.

COUNCILMAN MACK was certain that MR. DURANI would comply with all the conditions. He wished him success in his business here.

(10:07 – 10:09)

**1-2158**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Venchito H. Cortez, 100%, To: Crest Lodge, Inc., dba Fong's Garden Cafe de Manila, 2021 East Charleston Boulevard, Lourdes S. Guevara, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License

**RECOMMENDATION:**

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Dave Eder

**MOTION:**

**REESE - APPROVED the temporary license with a six-month (3/2/2005) review and subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS**

**MINUTES:**

DAVE ETTER, Nevada Gaming Consultants, appeared on behalf of the applicant.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met all the requirements for consideration of a temporary approval. But, as with Item 58, staff found that the ownership prematurely changed hands and a couple of employees did not have the proper work cards. He urged MS. GUEVARA to make sure that all her employees have the proper cards.

COUNCILMAN REESE confirmed with MR. ETTER that the applicant is aware of the conditions.

(10:09 – 10:11)

1-2276

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Change of Ownership and Business Name for a Package License and a new Restricted Gaming License for 7 slots subject to the provisions of the fire codes and Health Dept. regulations, From: Sipo & Kosa, dba Speakeasy Liquor & Market, Raghid Kosa, Ptnr, 50%, Said Y. Sipo, Ptnr, 50%, Wisam B. Kosa, Lender, To: Speakeasy Liquor Partnership, dba Speakeasy Liquor, 1006 East Charleston Boulevard, Raid B. Bidi, Ptnr, 50%, Said Y. Sipo, 50%, Ptnr - Ward 3 (Reese)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Change of Ownership and Business Name for a Package License and a new Restricted Gaming License for 7 slots

**RECOMMENDATION:**

Recommendation to be provided following discussion of this item at the City Council meeting

**BACKUP DOCUMENTATION:**

None

**MOTION:**

**REESE – APPROVED a temporary license, subject to a six-month (3/2/2005) review and requiring the applicant to report in writing any arrests or citations to Business Services or Metro Special Investigations within 48 hours - UNANIMOUS**

**MINUTES:**

The applicant was present, accompanied by DAVE ETTER, Nevada Gaming Consultants.

JIM DiFIORE, Manager, Business Services, deferred to STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), Special Investigations, who said that there were two areas of concern. The applicant falsified his application and sold alcohol to a minor.

MR. ETTER explained that selling alcohol to a minor was an inadvertent mistake on the part of MR. BIDI. He had previously observed his cousin handle the register. On this occasion, his cousin stepped away from the register to the bathroom, so he just made the sale without knowing the law. MR. BIDI received a citation that his cousin's attorney informed him he did not have to disclose it. MAYOR GOODMAN countered that according to the report MR. BIDI pled guilty to a lesser charge of disturbing the peace. MR. ETTER indicated that the attorney handled the case.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Finance and Business Services

Item 60 - Discussion and possible action regarding Change of Ownership and Business Name for a Package License and a new Restricted Gaming License for 7 slots subject to the provisions of the fire codes and Health Dept. regulations, From: Sipo & Kosa, dba Speakeasy Liquor & Market, Raghid Kosa, Ptnr, 50%, Said Y. Sipo, Ptnr, 50%, Wisam B. Kosa, Lender, To: Speakeasy Liquor Partnership, dba Speakeasy Liquor, 1006 East Charleston Boulevard, Raid B. Bidi, Ptnr, 50%, Said Y. Sipo, 50%, Ptnr - Ward 3 (Reese)

**MINUTES – Continued:**

MR. ETTER answered for the Mayor that MR. BIDI came to the United States through Tijuana, Mexico, from Iraq and was granted political asylum.

MR. DiFIORE recommended a temporary license with a six-month review and requiring the applicant to report any citations or arrests to Business Services or Metro Special Investigations within 48 hours. COUNCILMAN REESE and MAYOR GOODMAN verified with MR. ETTER and MR. BIDI that MR. BIDI fully understood the conditions imposed.

(10:11 – 10:17)

**1-2351**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License subject to the provisions of the fire codes, Wyatt Hiroshi Allen, dba Hiroshi Allen Shotokan Karate, 1400 North Rampart Boulevard, Wyatt H. Allen, 100% - Ward 4 (Brown)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License

**RECOMMENDATION:**

Recommend approval subject to the provisions of the fire codes with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Hiroshi Allen
3. Map

**MOTION:**

**BROWN – APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS**

**MINUTES:**

The applicant was present.

JIM DiFIORE, Manager, Business Services, commented that the applicant met the criteria for consideration of a temporary license. Normal applications for this type of business require approval through the Department of Leisure Services and that is what he asking the Council consider at this meeting.

MR. ALLEN urged the Council's approval, stating that he is ready to do business.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Finance and Business Services

Item 61 – Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License subject to the provisions of the fire codes, Wyatt Hiroshi Allen, dba Hiroshi Allen Shotokan Karate, 1400 North Rampart Boulevard, Wyatt H. Allen, 100% - Ward 4 (Brown)

**MINUTES – Continued:**

COUNCILMAN BROWN asked MR. DiFIORE if the Council could approve the temporary license, and then have the applicant submit the administrative application to Leisure Services. ASSISTANT CITY ATTORNEY JOHN REDLEIN answered that he discussed this matter with MR. DiFIORE, and he did not think there would be a problem. MR. ALLEN has a contractual obligation he needs to fulfill before he can start teaching classes. COUNCILMAN BROWN explained to MR. ALLEN the process he would have to undergo through Leisure Services, and then asked MR. DiFIORE to walk him through it.

(10:17 – 10:20)

**1-2608**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - Discussion and possible action regarding a Six Month Review of a Tavern License, D. Westwood, Inc., dba Treasures, 2801 Westwood Drive, Ali Davari, Dir, Pres, Treas, 50%, Hassan Davari, Dir, Secy, 50% - Ward 1 (Moncrief)

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of a Tavern License

**RECOMMENDATION:**

Recommendation to be provided following discussion of this item at the City Council meeting

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Submitted at meeting: copy of written comments of Tom McGowan

**MOTION:**

**MONCRIEF – ABEYANCE to 9/15/2004 – UNANIMOUS with GOODMAN abstaining because his son, ROSS GOODMAN, represents some of the employees of Treasures and MACK abstaining to avoid any conflict because Treasures is a client of Mack Consulting**

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

OSCAR GOODMAN, Mayor  
BRAD JERBIC, City Attorney  
GARY REESE, Councilman  
MICHAEL MACK, Councilman  
MARK FIORENTINO, Attorney, representing Treasures  
JANET MONCRIEF, Councilwoman  
LARRY BROWN, Councilman  
STEVE WOLFSON, Councilman  
TOM MCGOWAN, Las Vegas resident  
RAD SNELDING, City Auditor

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Finance and Business Services

Item 62 - Discussion and possible action regarding a Six Month Review of a Tavern License, D. Westwood, Inc., dba Treasures, 2801 Westwood Drive, Ali Davari, Dir, Pres, Treas, 50%, Hassan Davari, Dir, Secy, 50% - Ward 1 (Moncrief)

**MINUTES – Continued:**

NOTE: COUNCILMAN WOLFSON directed that all documents on this matter dating back to 2001 be provided to him. CITY ATTORNEY JERBIC indicated that information packets containing all documentation would be provided to all the Council members at the individual briefings.

(9:31 – 9:33/9:44 – 10:00)

**1-794/1-1233**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on a request to close Cashman Drive between Charleston Boulevard and Hastings Drive (\$5,000 - Neighborhood Traffic Management Program) - Ward 1 (Moncrief) [NOTE: This item will not be considered in the morning session. It will be heard after 1 pm]

**Fiscal Impact**☐**No Impact****Amount:** \$5,000☒**Budget Funds Available****Dept./Division:** Public Works/Traffic Eng.☐**Augmentation Required****Funding Source:** Neighborhood Traffic Management Program**PURPOSE/BACKGROUND:**

Cashman Drive north of Charleston Boulevard has been closed with temporary barriers for a 90-day trial period because of cut-through traffic and speeding concerns identified by the neighborhood. A decision needs to be made on a permanent disposition.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Map
2. Protest letter from William H. Stoddard, Esq., with enclosures (Duplicates submitted at meeting by Mayor Goodman and Attorney William Stoddard)
3. Submitted after final agenda: Photo of Neighbors by the Road Closure taken 7/19/2004 from Councilwoman Moncrief's Office
4. Submitted after final agenda: A Memo from City Attorney's Office to Mayor Goodman regarding Cashman St. Closure from Councilwoman Moncrief's Office
5. Submitted at meeting: Support Letters and Petition with 70 signatures
6. Submitted at meeting: Before and After Closure Comparison Maps
7. Submitted at meeting: Letter from Councilwoman Moncrief to Mr. and Mrs. Stoddard
8. Submitted at meeting: City of Las Vegas Neighborhood Traffic Management Program Final Draft
9. Submitted at meeting: City of Las Vegas Policy For The Closure of Residential Streets

**MOTION:****MONCRIEF – APPROVED** subject to conditions as read for the record as follows:

- *A gate shall be added and a key will be given to the Mormon Bishop. The gate shall be opened only to allow Sunday services, nativity event, and twice a year for the state conference.*
- *A six-month review is required.*

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Public Works

Item 63 – Discussion and possible action on a request to close Cashman Drive between Charleston Boulevard and Hastings Drive (\$5,000 – Neighborhood Traffic Management Program) – Ward 1 (Moncrief) [NOTE: This item will not be considered in the morning session. It will be heard after 1 pm]

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

OSCAR GOODMAN, Mayor  
RICHARD GOECKE, Director, Public Works  
O.C. WHITE, City Traffic Engineer  
WILLIAM STODDARD, 404 Lacy Lane  
GARY REESE, Councilman  
BRYAN SCOTT, Deputy City Attorney  
MICHAEL KIRCH 826 Kenny Way  
JUDY BRAILSFORD 606 Lacy Lane  
TONY SHELTON 845 Kenny Way  
DON ASHWORTH 2337 Pinto Lane  
JEFF DONAHUE, Deputy Fire Marshal  
LORETTA BLOCK 3317 Hastings Avenue  
GEORGE CROMER, 839 Kenny Way  
DARRELL PARKER, 3309 Hastings Ave  
SHALLENE “SHEAN” ABRAMS-PARKER, 3309 Hastings Ave  
MARA MESERVY, 2718 Mason Avenue  
LEONARD ROSENSTEIN, 909 Cashman Drive  
NADINE MCINTIRE, 840 Trotter Circle  
RYAN O’NEIL, 905 Cashman Drive  
PAUL CHRISTENSEN, 710 Lacy Lane  
BYRNE GALLAGHER, 601 Kenny Way  
DOUG RITCHIE, 308 Hibiscus Drive  
LORRAINE COPMAN, 906 Cashman Drive  
TOM DEMARCO, 651 Clarkway Drive  
THERESA HOOPER, 825 Lacy Lane  
NORMA CHRISTENSEN, 710 Lacy Lane  
RICHARD HOWE, 827 Kenny Way  
CARLOS RAMEREZ, 504 Campbell Drive  
DAVID BAUGHN, 814 Kenny Way  
GENIE HARRIS, 3324 Hastings Drive  
STEVE WOLFSON, Councilman  
LARRY BROWN, Councilman  
JANET MONCRIEF, Councilwoman

(1:04 – 1:04/1:51 – 3:10/3:18 – 4:03)

**3-108/3-1778/4-1362**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PUBLIC WORKS****DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Report on the status of the Department of Public Works Accreditation with the American Public Works Association (APWA)

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

At the May 15, 2002 City Council Meeting, the Mayor and Director of Public Works signed an agreement to start the accreditation process through APWA. The Director of Public Works would like to update the Mayor and City Council on the status of the process so that a request for a site visit by the APWA evaluation team can be made.

**RECOMMENDATION:**

Report only; No action required

**BACKUP DOCUMENTATION:**

Submitted at meeting: APWA Accreditation Supplemental Information

**MOTION:**

**None required. A report was given.**

**MINUTES:**

RICHARD GOECKE, Director, Public Works, indicated that this program is administered by a group of private and public professionals that have experience in delivering government services. His staff has identified over 100 practices in which they need to become proficient. The improvement phase will require his staff to go through those practices to meet enhancement in order to meet the national standard. There will be an evaluation process. He thanked MARYANN SOSA, Management Analyst, for her countless hours on this process. MS. SOSA thanked the other departments that assisted Public Works. MS. SOSA answered for the Mayor that MR. GOECKE was very supportive of staff's efforts to get this accreditation.

(10:20 – 10:24)

**1-2771**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: BUSINESS DEVELOPMENT****DIRECTOR: SCOTT D. ADAMS**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

RESOLUTIONS:

**R-146-2004** - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency in connection with the Ownership Participation Agreement (OPA) between the City of Las Vegas Redevelopment Agency and Bridger Associates, LLC, and determining certain findings concerning the OPA - Ward 5 (Weekly) [NOTE: This item is a companion to Redevelopment Agency Item #2]

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This is related to Redevelopment Agency Item #2 for discussion and possible action regarding a Resolution finding the project of assisting Bridger Associates, LLC with the cost of on-site and off-site improvements at 300 South Fourth Street to be in compliance with and furtherance of the Redevelopment Plan and approving the OPA. Approval of this Resolution will adopt findings that the development in connection with the OPA is of benefit to the Redevelopment Area and there are no reasonable means of financing the development. Approval also consents to the undertakings of the Agency in connection with the OPA.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Site Map
3. Disclosure of Principals
4. Resolution No. R-146-2004
5. Owner's Participation Agreement with Attachments
6. Submitted at meeting: Affidavit of Irwin Molasky

**MOTION:****WEEKLY – APPROVED as recommended – UNANIMOUS****MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.



CITY COUNCIL MEETING OF SEPTEMBER 1, 2004

Resolutions

Item 65 – R-146-2004

**MINUTES – Continued:**

APPEARANCES:

OSCAR GOODMAN, Mayor

SCOTT ADAMS, Director, Office of Business Development

GARY REESE, Councilman

JENNIFER LAZOVICH, Attorney, representing Bridger Associates, LLC

JOHN REDLEIN, Assistant City Attorney

LAWRENCE WEEKLY, Councilman

BARBARA JO RONEMUS, City Clerk

SUZANNE SANDERS, Bridger Associates, LLC

(10:24 – 10:36)

**1-2971**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

CONSENT

☒

DISCUSSION

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

**Bill No. 2004-52** – Revises the licensing and zoning standards applicable to hotel lounge bars.

Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

No Impact

**Amount:**

☐

Budget Funds Available

**Dept./Division:**

☐

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will revise the licensing and zoning standards applicable to hotel lounge bars, allowing greater flexibility by increasing the number of locations within a hotel in which alcoholic beverages from the bar may be served.

**RECOMMENDATION:**

ADOPTION at 9/1/2004 City Council meeting pursuant to the 8/17/2004 Recommending Committee.

First Reading – 8/4/2004; First Publication – 8/21/2004

**BACKUP DOCUMENTATION:**

Bill No. 2004-52

**MOTION:**

**MONCRIEF – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5720 – UNANIMOUS**

Clerk to proceed with second publication

**MINUTES:**

There was no discussion.

(10:36 – 10:37)

2-33

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

**Bill No. 2004-53** – Updates the Town Center Development Standards Manual regarding the means of allowing certain finance-related uses. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will update the Town Center Development Standards Manual to 1) allow financial institutions with drive-through facilities as a conditional use in the Urban Center Mixed Use (Town Center) District, and 2) allow auto title loan uses and other similar financial institutions by means of special use permit in the General Commercial and Service Commercial (Town Center) Districts.

**RECOMMENDATION:**

ADOPTION at 9/1/2004 City Council meeting pursuant to the 8/17/2004 Recommending Committee.

First Reading – 8/4/2004; First Publication – 8/21/2004

**[BACKUP DOCUMENTATION:](#)**

Bill No. 2004-53

**MOTION:**

**MONCRIEF – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5721 – UNANIMOUS with MACK abstaining to avoid any conflict because he does consulting for SuperPawn, which is owned by his brother, STEVEN MACK, and is classified as a financial institution**

Clerk to proceed with second publication

**MINUTES:**

There was no discussion.

(10:37 – 10:38)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

**Bill No. 2004-54** – Allows private horse corrals or stables in the R-D Zoning District under certain circumstances. Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Private horse corrals and stables are currently permitted as conditional uses in the U, R-A and R-E Zoning Districts. This bill will allow the use as a conditional use in the R-D Zoning District as well, but with additional standards and limitations designed to ensure compatibility.

**RECOMMENDATION:**

ADOPTION at 9/1/2004 City Council meeting pursuant to the 8/17/2004 Recommending Committee.

First Reading – 8/4/2004; First Publication – 8/21/2004

**BACKUP DOCUMENTATION:**

Bill No. 2004-54

**MOTION:**

**MONCRIEF – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5722 – UNANIMOUS**

Clerk to proceed with second publication

**MINUTES:**

There was no discussion.

(10:38)

2-78

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

**Bill No. 2004-55** – Revises the Municipal Code provisions that govern City employees in seeking and holding political office. Sponsored by: Mayor Oscar B. Goodman

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will amend the Municipal Code provisions regarding political activity by City employees. The amendment reflects the policy recently adopted by the Council that addresses the conditions under which employees may run for and hold political office.

**RECOMMENDATION:**

ADOPTION at 9/1/2004 City Council meeting as a First Amendment pursuant to the 8/17/2004 Recommending Committee.

First Reading – 8/4/2004; First Publication – 8/21/2004

**BACKUP DOCUMENTATION:**

Bill No. 2004-55 - First Amendment

**MOTION:**

**MONCRIEF – Second Reading and BILL ADOPTED as a First Amendment as Ordinance No. 5723 – UNANIMOUS with MACK not voting**

NOTE: A previous motion for reconsideration, which carried unanimously with MACK not voting, rescinded the initial motion for adoption, which carried unanimously.

Clerk to proceed with second publication

**MINUTES:**

There was no discussion.

(10:38 – 10:39)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

**Bill No. 2004-57** - Levies Assessment for Special Improvement District No. 1499 – Alexander Road (US-95 - Rancho Drive). Sponsored by: Step Requirement

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$78,002.48

☒

**Budget Funds Available**

**Dept./Division:** Public Works/SID

☐

**Augmentation Required**

**Funding Source:** Capital Projects Fund/Special Assessments

**PURPOSE/BACKGROUND:**

Construction and installation of pavement, "L" type curb and gutter, sidewalk, water laterals, and streetlights.

**RECOMMENDATION:**

ADOPTION at 9/1/2004 City Council meeting pursuant to the 8/17/2004 Recommending Committee.

First Reading – 8/4/2004; First Publication – 8/21/2004

**BACKUP DOCUMENTATION:**

Bill No. 2004-57

**MOTION:**

**MONCRIEF – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5724 – UNANIMOUS**

Clerk to proceed with second publication

**MINUTES:**

There was no discussion.

(10:39 – 10:42)

**2-110**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2004-59** – Annexation No. ANX-4440 – Property location: On the north side of Regena Avenue, 170 feet east of Riley Street; Petitioned by: Mona Agamez; Acreage: 0.62 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the north side of Regena Avenue, 170 feet east of Riley Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 24, 2004) is set by this ordinance.

**RECOMMENDATION:**

ADOPTION at 9/15/2004 City Council meeting pursuant to the 8/31/2004 Recommending Committee.

First Reading – 8/18/2004; First Publication – 9/4/2004

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/15/2004 Council agenda

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

**Bill No. 2004-60** – Ordinance Creating Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights. Sponsored by: Step Requirement

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$72,000.00

☐

**Budget Funds Available**

**Dept./Division:** Public Works/SID

☒

**Augmentation Required**

**Funding Source:** Capital Projects Fund/Special Assessments

**PURPOSE/BACKGROUND:**

The installation of streetlights. The project is located within the Sierra Oeste subdivision south of Lake Mead Boulevard between Jones Boulevard and Torrey Pines Drive.

**RECOMMENDATION:**

ADOPTION at 9/15/2004 City Council meeting pursuant to the 8/31/2004 Recommending Committee.

First Reading – 8/18/2004; First Publication – 9/4/2004

**BACKUP DOCUMENTATION:**

None

**MOTION:**

None required.

**MINUTES:**

Recommendation noted.

9/15/2004 Council agenda



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

**Bill No. 2004-61** – Ordinance authorizing the issuance by the City of Las Vegas, Nevada, of General Obligation (Limited Tax) Medium-Term Recreation Bonds (Centennial Hills Project), Series 2004C in the aggregate principal amount not to exceed \$20,000,000 - Ward 6 (Mack)

**Fiscal Impact**☐**No Impact****Amount:** \$20,000,000☒**Budget Funds Available****Dept./Division:** Finance and Business Service☐**Augmentation Required****Funding Source:** General Obligation Bonds**PURPOSE/BACKGROUND:**

Pursuant to NRS 268.672 through 268.740 and NRS 350.087 through 350.095, the City is authorized to issue medium-term obligations to finance recreational projects as defined in NRS 268.710. The City intends to use the proceeds of this bond issue to finance Centennial Hills Park.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

1. Bill No. 2004-61
2. Letter from State of Nevada Department of Taxation

**MOTION:**

None required.

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS MONCRIEF and WOLFSON

9/14/2004 Recommending Committee

9/15/2004 Council agenda

(10:42 – 10:44)

**2-192**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

**Bill No. 2004-62** – Makes adjustments to the types of zoning approval necessary for various land uses. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Planning staff and the Planning Commission have determined that a number of uses currently requiring a special use permit in specified zoning districts would more properly be allowable as conditional uses or as a matter of right. This bill will make the necessary adjustments to the provisions of the Zoning Code, which will reduce the number of special use permit applications required to be processed.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2004-62

**MOTION:**

None required.

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS MONCRIEF and WOLFSON

9/14/2004 Recommending Committee

9/15/2004 Council agenda

(10:42 – 10:44)

**2-192**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NEW BILL:

**Bill No. 2004-63** – Provides that Planning Commission action on most special use permits is final, unless appealed or requested for review by a member of the City Council, and modifies certain provisions regarding related hearings and appeals so as to conform to State law.

Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Special use permit applications currently require final action by the City Council. This bill is intended to reduce the special use permit “caseload” of the Council by providing that Planning Commission action on most applications is final action. Planning Commission decisions will continue to be appealable to the Council, and members of the Council may request review of Planning Commission decisions. The bill will also incorporate State law requirements concerning zoning-related hearings and appeals.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2004-63

**MOTION:**

None required.

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS MONCRIEF and WOLFSON

9/14/2004 Recommending Committee

9/15/2004 Council agenda

(10:42 – 10:44)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

---

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

☐

CONSENT

☒

DISCUSSION

**SUBJECT:**

NEW BILL:

**Bill No. 2004-64** – Modifies the standards for granting a variance application, and modifies certain provisions regarding variance hearings and appeals so as to conform to State law.

Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

No Impact

**Amount:**

☐

Budget Funds Available

**Dept./Division:**

☐

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

This bill will modify the standards for granting a variance application, and modify certain provisions regarding variance hearings and appeals so as to conform to State law.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2004-64

**MOTION:**

None required.

**MINUTES:**

First Reading – Referred – COUNCILMEMBERS MONCRIEF and WOLFSON

9/14/2004 Recommending Committee

9/15/2004 Council agenda

(10:42 – 10:44)

2-192

**THE MORNING SESSION RECESSED AT 10:44 A.M.**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN disclosed that Item 91[SUP-3394], Item 92[SUP-4172], and Item 93[SUP-4532] pertain to billboards, and although his law firm has had some discussions regarding participation in the billboard industry, he felt it did not have an impact on his voting capabilities and therefore, would vote.

BRYAN SCOTT, Deputy City Attorney, reminded MAYOR GOODMAN to disclose his abstention on Item 83[DIR-4797], and Item 90[SUP-2848]. MAYOR GOODMAN acknowledged that ATTORNEY JAY BROWN is his partner in the VA Clinic on West Charleston Boulevard and he would be abstaining on Item 83[DIR-4797], and Item 90[SUP-2848].

(1:00 – 1:04)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 609 N 11th Street. PROPERTY OWNER: HARVEY L. CARMICHAEL – Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount:** \$1,689.35☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired K O Construction, Inc to clean the property and post "No Trespassing/Dumping" signs.

**RECOMMENDATION:**

1. That the City Council approve the report of expenses in the amount of \$1,689.35 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**WEEKLY – APPROVED the action of Neighborhood Services – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services Department  
Item 78 – 609 N. 11<sup>TH</sup> Street

**MINUTES – Continued:**

ORLANDO SANCHEZ, Director Neighborhood Services Department, informed Council that DAVID SEMENZA, Neighborhood Services, is retiring and this would be his last Council presentation. MAYOR GOODMAN thanked MR. SEMENZA on behalf of the Council for his services and wished him well. MR. SEMENZA appreciated the support and went on to report about the property.

MR. SEMENZA stated the condition of the property was a public nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor appeal filed, KO Construction was hired to abate the problem. The property was cleaned and posted with “No Trespassing” signs. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$1,689.35 in order that the charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer’s Office.

The property owner was not present.

MAYOR GOODMAN closed the public hearing.

(1:04 – 1:07)

**3-123**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for the abatement of zoning violations at 7505 Barkentine Street. PROPERTY OWNER: BENERITO VELAZQUEZ – Ward 2 (Wolfson)

**Fiscal Impact**☐**No Impact****Amount:** \$1,344.35☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired K O Construction, Inc to clean the property and post "No Trespassing/Dumping" signs.

**RECOMMENDATION:**

1. That the City Council approve the report of expenses in the amount of \$1,344.35 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**WOLFSON – APPROVED the action of Neighborhood Services – UNANIMOUS**



CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services  
Item 79 – 7505 Barkentine Street

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, explained that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, KO Construction was hired to abate the property by boarding and securing all doors, windows, and openings; removing all refuse, miscellaneous junk and graffiti and by posting "No Trespassing" signs on the property. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$1,344.35 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer's Office.

The property owner was not present.

MAYOR GOODMAN declared the Public Hearing closed.

(1:07 – 1:08)

**3-206**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for the abatement of dangerous building at 1013 Ingraham Street. PROPERTY OWNER: R B M G, INC – Ward 3 (Reese)

**Fiscal Impact**☐**No Impact****Amount: \$1,391.05**☒**Budget Funds Available****Dept./Division: Neighborhood Services/Response**☐**Augmentation Required****Funding Source: General Fund****PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired ADS Consulting, Inc to board the structure remove all trash and debris and post "No Trespassing" signs.

**RECOMMENDATION:**

1. That the City Council approve the report of expenses in the amount of \$1,391.05 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**REESE – APPROVED the action of Neighborhood Services – UNANIMOUS**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services  
Item 80 – 1013 Ingraham Street

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, explained that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, KO Construction was hired to abate the property by boarding and securing all doors, windows, and openings; removing all refuse, miscellaneous junk and graffiti and by posting "No Trespassing" signs on the property. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$1,391.05 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer's Office.

The property owner was not present.

MAYOR GOODMAN declared the Public Hearing closed.

(1:08 – 1:09)

**3-248**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for the abatement of dangerous building at 2321 N Michael Way. PROPERTY OWNER: DAVID R. & BETTY MIRICH – Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount:** \$2,625.00☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired C & W Enterprises to board the structure remove all trash and debris and post "No Trespassing" signs.

**RECOMMENDATION:**

1. That the City Council approve the report of expenses in the amount of \$2,625.00 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

**MOTION:**

**WEEKLY – APPROVED the action of Neighborhood Services – UNANIMOUS**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services  
Item 81 – 2321 N. Michael Way

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, explained that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, SNW Enterprises was hired to abate the property by boarding and securing all doors, windows, and openings; removing all refuse, miscellaneous junk and graffiti and by posting "No Trespassing" signs on the property. MR. SEMENZA recommended the City Council approve the report of expenses in the amount of \$2,625 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer's Office.

The property owner was not present.

MAYOR GOODMAN declared the Public Hearing closed.

(1:09 – 1:11)

**3-290**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: ORLANDO SANCHEZ**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - Public hearing to consider the report of expenses to recover costs for the abatement of dangerous building at 221 W Van Buren Avenue. PROPERTY OWNER:

JOANNA SMITH - Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact****Amount:** \$2,475.50☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired ADS Consulting to board the structure remove all trash and debris and post "No Trespassing" signs.

**RECOMMENDATION:**

1. That the City Council approve the report of expenses in the amount of \$2,475.50 in order that the above charges be filed and recorded against the property constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearings
6. Letters of Abeyance to Property Owners
7. Chronological List of Events
8. Copy of the Notice and Claim of Lien
9. Protest letter and documentation from current owner Jan Lindsey
10. Video shown but not submitted

**MOTION:**

**WEEKLY – APPROVED** the expense of a \$500 boarding fee to be paid by new property owner with the City to address the balance with ADS Consulting – **UNANIMOUS**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services  
Item 82 – 221 W. Van Buren Avenue

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DAVID SEMENZA, Neighborhood Services, summarized for the Council the reason this Item was brought back. He said the ownership of the property had not been previously determined since it was recorded incorrectly; however, the new owner took the responsibility to attempt to have the property cleaned. JAN LINDSEY, appeared to dispute the charges because he claimed to have hired a group who cleaned the property prior to ADS Consulting, hired by the City of Las Vegas.

MAYOR GOODMAN acknowledged the root of the problem was because of the seller who left the new owner responsible for these expenses and expressed it was unfair. DAN STILL, Deputy City Attorney, confirmed that if remedy wasn't disclosed, the seller was at fault. MAYOR GOODMAN then requested MR. LINDSEY to come forward and present his witnesses in order to dispute his claim. MR. LINDSEY stated that, unfortunately, his witnesses were not available to attend but his representative, CHARLENE ROGERS, could testify to the finished work.

MR. SEMENZA called upon LINA ACOSTA from ADS Consulting, 3320 Sunrise #2, to present her documentation of their work performed. MS. ACOSTA acknowledge that a dumpster had been there prior to their work and stated because additional properties in the area had been cleaned during that time, all trash collected was transported to the next site and ultimately removed.

MAYOR GOODMAN requested clarification on, exactly, what the City was being billed for by ADS Consulting. MR. SEMENZA confirmed a price of \$1,870, and then outlined additional charges incurred by the City. CHARLENE ROGERS, on behalf of the owner, stated they are willing to cover the costs of the boarding fees, but not the cleaning portion of the expense report. MS. ACOSTA said she did have to go back and cut a tree back in order to receive payment. COUNCILMAN WEEKLY expressed knowledge of the tree but said he did go out and speak to neighbors who confirmed the cleaning was done by the owner's crew. He then turned to DEPUTY CITY ATTORNEY DAN STILL to request advice of possible options for the owner.

DEPUTY CITY ATTORNEY DAN STILL advised COUNCILMAN WEEKLY that it was his discretion. He informed COUNCILMAN WEEKLY that he had the authority to modify or correct the report in any reasonable way he sees fit. COUNCILMAN BROWN questioned whether or not it's a flat fee the City is charged, and whether or not the company used must specify exactly what is done that is requested and then charge accordingly. MR. SEMENZA then informed COUNCILMAN BROWN that it is not requested of the company used to break down specific clean-up costs. DEPUTY CITY ATTORNEY DAN STILL said they should disclose and represent exact work performed.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Neighborhood Services  
Item 82 – 221 W. Van Buren Avenue

**MINUTES - CONTINUED:**

MAYOR GOODMAN explained his idea would be to allow the owner to be responsible for the charges to board the property but nothing else. Again, MR. SEMENZA said the fee of \$350 to board the property is charged by the City but the actual cost of the materials and labor was said to total about \$500, which the new owner agreed to pay.

MAYOR GOODMAN declared the Public Hearing closed.

(1:11 – 1:22)

**3-331**



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PLANNING AND DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

***CONSENT AGENDA***

***NO ITEMS***

***DISCUSSION/ACTION ITEMS***

APPEAL OF DIRECTOR'S DECISION

- 83 ABEYANCE ITEM - DIR-4797** - Applicant: Orion Outdoor Media – Owner: Lapour Grand Central, Limited Liability Company

WATER FEATURE EXEMPTION

- 84 DIR-4870** - Applicant/Owner: Cheyenne Investments, Limited Liability Company  
**85 DIR-4890** - Applicant/Owner: Northbrook, Limited Liability Company

REVIEW OF CONDITION - PUBLIC HEARING

- 86 ROC-4886** - Applicant: MNSNV, Limited Liability Company – Owner: SMK, Inc.

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 87 ABEYANCE ITEM - SDR-4630** - Applicant: State of Nevada Public Works Board – Owner: State of Nevada Buildings and Grounds

MAJOR MODIFICATION - PUBLIC HEARING

- 88 ABEYANCE ITEM - MOD-4633** - Applicant: KB Home – Owner: National Group #1, Limited Liability Corporation, et al

SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-4663 - PUBLIC HEARING

- 89 ABEYANCE ITEM - SDR-4636** - Applicant: KB Home – Owner: National Group #1, Limited Liability Corporation, et al

SPECIAL USE PERMIT - PUBLIC HEARING

- 90 ABEYANCE ITEM - SUP-2848** - Reagan National Advertising on behalf of C O G III, Limited  
**91 ABEYANCE ITEM - SUP-3394** Las Vegas Billboards on behalf of West Sahara Associated, Limited Partnership  
**92 ABEYANCE ITEM - SUP-4172** - Applicant: Las Vegas Billboards – Owner: Shahram and Tawnya Sheikhan

# City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

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City Council Meeting of September 1, 2004

- SPECIAL USE PERMIT - PUBLIC HEARING
- 93 **ABEYANCE ITEM - SUP-4532** - Applicant: Las Vegas Billboards – Owner: Sahara Mohawk, Limited Liability Company
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
- 94 **ABEYANCE ITEM - GPA-4542** - Applicant: Joel Armstrong – Owner: Clark County
- REZONING RELATED TO GPA-4542 - PUBLIC HEARING
- 95 **ABEYANCE ITEM - ZON-4543** - Applicant: Joel Armstrong – Owner: Clark County
- VARIANCE RELATED TO GPA-4542 AND ZON-4543 - PUBLIC HEARING
- 96 **ABEYANCE ITEM - VAR-4547** - Applicant: Joel Armstrong – Owner: Clark County
- 97 **ABEYANCE ITEM - VAR-4572** - Applicant: Joel Armstrong – Owner: Clark County
- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4542, VAR-4547, ZON-4543 AND VAR-4572 - PUBLIC HEARING
- 98 **ABEYANCE ITEM - SDR-4545** - Applicant: Joel Armstrong – Owner: Clark County
- REZONING - PUBLIC HEARING
- 99 **ABEYANCE ITEM - ZON-4368** - Applicant: Carina Homes – Owners: Ronald and Carolyn Mich'l
- VACATION RELATED TO ZON-4368 - PUBLIC HEARING
- 100 **ABEYANCE ITEM - VAC-4420** - Applicant: Carina Homes – Owners: Ronald and Carolyn Mich'l
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4368 AND VAC-4420 - PUBLIC HEARING
- 101 **ABEYANCE ITEM - SDR-4370** - Applicant: Carina Homes – Owners: Ronald and Carolyn Mich'l
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
- 102 **ABEYANCE ITEM - GPA-4634** - Applicant: D.R. Horton, Inc. – Owner: Spring Mountain Ranch, Limited Liability Company
- REZONING RELATED TO GPA-4634 - PUBLIC HEARING
- 103 **ABEYANCE ITEM - ZON-4640** - Applicant: D.R. Horton, Inc. – Owner: Spring Mountain Ranch, Limited Liability Company

# *City of Las Vegas*

PLANNING & DEVELOPMENT - Page Three

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City Council Meeting of September 1, 2004

- 104**     VARIANCE RELATED TO GPA-4634 AND ZON-4640 - PUBLIC HEARING  
**ABEYANCE ITEM - VAR-4642** - Applicant: D.R. Horton, Inc. – Owner: Spring Mountain Ranch, Limited Liability Company

- 105**     SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4634, ZON-4640 AND VAR-4642 - PUBLIC HEARING  
**ABEYANCE ITEM - SDR-4641** - Applicant: D.R. Horton, Inc. – Owner: Spring Mountain Ranch, Limited Liability Company

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - APPEAL OF DIRECTOR'S DECISION - **DIR-4797** -  
**APPLICANT: ORION OUTDOOR MEDIA - OWNER: LAPOUR GRAND CENTRAL, LIMITED LIABILITY COMPANY** - Appeal of Director's decision per Title 19.00.070.F to deny the application of a Special Use Permit for a proposed Off-Premise Advertising (Billboard) Sign at 211 West Charleston Boulevard (APN: 162-04-504-009) for failure to comply with Title 19.14.100, Ward 1 (Moncrief). Staff recommends DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Abeyance request by Applicant
5. Submitted after final agenda – Abeyance request by Singer & Brown

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

BRYAN SCOTT, Deputy City Attorney, reminded MAYOR GOODMAN to disclose his abstention on Item 83[DIR-4797], and Item 90[SUP-2848]. MAYOR GOODMAN acknowledged that ATTORNEY JAY BROWN is his partner in the VA Clinic on West Charleston Boulevard and he would be abstaining on Item 83[DIR-4797], and Item 90[SUP-2848].

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

CONSENT

☒

DISCUSSION

**SUBJECT:**

WATER FEATURE EXEMPTION - **DIR-4870** - **APPLICANT/OWNER: CHEYENNE INVESTMENTS, LIMITED LIABILITY COMPANY** - Request for a Water Feature Exemption TO ALLOW ONE WATER FEATURE for a commercial development located at 7690 West Cheyenne Avenue (APN 138-09-821-003), Ward 4 (Brown). Staff recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

0

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

0

**RECOMMENDATION:**

Staff recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED subject to conditions – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

MEGAN LEVY, 3291 North Buffalo Drive, appeared on behalf of the applicant and stated the reason for the water feature was simply to provide an upscale environment. MAYOR GOODMAN asked CITY MANAGER DOUG SELBY if the feature conformed to the exceptions, which MR. SELBY did so confirm.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:22 – 1:24)

**3-706**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 84 – DIR-4870

**CONDITIONS:**

1. The applicant shall pay a fee to the City through the Planning and Development Department of \$6,150 to operate the water feature through December 31, 2004. For subsequent years in which Drought Watch or Drought Alert is declared an annual fee of \$250.00 shall be paid.
2. This exemption does not apply in years which Drought Emergency is declared.
3. The applicant shall post a sign at the water feature to indicate they have received an exemption to allow its operation.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

WATER FEATURE EXEMPTION - **DIR-4890** - **APPLICANT/OWNER:**  
**NORTHBROOK, LIMITED LIABILITY COMPANY** - Request for a Water Feature  
Exemption TO ALLOW THREE WATER FEATURES for a commercial development located  
at 4301 North Rancho Drive (APN 138-02-712-001), Ward 6 (Mack). Staff recommends  
APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to conditions – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

ROBERT GENZER, Director of Planning and Development, explained this request was for three water features for a new development. He stated there is little or no turf installed and they are willing to pay the fees per ordinance to allow the fountains to be turned on. MAYOR GOODMAN confirmed their wise use of desert landscaping would be a savings on water, which is of utmost importance.

COUNCILMAN MACK commented on the eight thousand square feet of turf they are not installing, and so he expressed support of the item.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:24 – 1:26)

**3-770**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 85 – DIR-4890

**CONDITIONS:**

1. The applicant shall pay a fee to the City through the Planning and Development Department of \$10,020 to operate the three water features through December 31, 2004. For subsequent years in which Drought Watch or Drought alert is declared, an annual fee of \$250.00 shall be paid.
2. This exemption does not apply in years which Drought Emergency is declared.
3. The applicant shall post a sign at each of the water features to indicate they have received an exemption to allow its operation.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-4886** - **APPLICANT: MNSNV, LIMITED LIABILITY COMPANY** - **OWNER: SMK, INC.** - Request for a Review of Condition to delete Conditions Number 2 and 7 of an approved Special Use Permit (U-0147-01), which limited the sale of alcoholic beverages to beer and wine only and limited the area in which the beverages could be sold to the area proposed on the floor plan, at an existing convenience store (ABC STORE) at 23 Fremont Street (APN 139-34-111-037), C-2 (General Commercial) Zone, Ward 1 (Moncrief). Staff recommends DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at City Council – Letter of Opposition from Joseph R. Schillaci on behalf of Fremont Street Experience

**MOTION:**

**MONCRIEF – APPROVED** subject to conditions with the following added conditions:

- *Liquor sales shall be of 750ml or larger bottles, only.*
- *The amount of space utilized for liquor sales shall be limited to 80 square feet.*

– **UNANIMOUS**

NOTE: COUNCILMAN MACK disclosed that he is a consultant for his brother STEVEN MACK, who owns a Super Pawn within the notification area. He has not spoken with him about this item and there is no impact on his operation. Therefore, he will be voting on Item 86.

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

MAYOR GOODMAN initially acknowledged a letter from by Joseph R. Schillaci on behalf of Fremont Street Experience in opposition of the request. He touched on key points of the letter,

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 86 – ROC-4886

**MINUTES Continued:**

which noted their efforts to improve the character of Downtown and how they find it incompatible with the existing environment and future vision of the area.

ATTORNEY JENNIFER LAZOVICH, 3800 Howard Hughes Parkway, appeared on behalf of the applicant to specifically identify the intention of the owners. She noted that packaged liquor would be sold in addition to the beer and wine they already sell, and is planned to be stocked at the cashier counter where cigarettes, beer and wine are currently located. This would be an attempt to control who purchases the liquor. She pointed out ABC Store has 65 other stores worldwide and has been a very good neighbor to Fremont Street Experience. She also stated they do not plan on changing the outside of the store to attract more or different customers.

COUNCILMAN REESE inquired about the additional square footage that would be added, and MS. LAZOVICH replied that only 10 feet would be added against a back wall. MR. GENZER confirmed for COUNCILMAN REESE that there is no limit as to how much square footage is allowed. COUNCILMAN MACK commented on how nice the stores are and he asked what the percentage of business would alcohol be to the overall store, and MS. LAZOVICH said four percent.

JOHN COLE, Chief Operating Officer of Fremont Street Experience, 425 Fremont Street, spoke in opposition to the application. He stated there are a number of other stores that already offer packaged goods. He expressed understanding with the store being able to maintain customers and their purchase but he feels one more store with this amenity would only add to Fremont Street's problem of controlling those under the influence of alcohol.

COUNCILWOMAN MONCRIEF stated her concern with the size of the packaged liquor and suggested a condition of no smaller than 750ml bottle, also to include a six-month review. MARGO WHEELER, Deputy Direct, Planning and Development, assured COUNCILWOMAN MONCRIEF the six-month review was not necessary as it is already a part of the conditions. MAYOR GOODMAN clarified for MS. LAZOVICH if the owners allow this to be abused, the City can have the entire place closed down. COUNCILWOMAN MONCRIEF also wanted to put a restriction on the amount of space that can be used for the liquor. MS. LAZOVICH confirmed just the liquor is only 80 square feet, and COUNCILWOMAN MONCRIEF felt that was appropriate.

MAYOR GOODMAN declared the Public Hearing closed.

(1:26 – 1:39)

**3-815**

**CONDITIONS:**

Planning and Development

1. Condition Numbers 2 and 7 of Special Use Permit (U-0147-01) shall be deleted.
2. Conformance to all other Conditions of Approval of Special Use Permit (U-0147-01).

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-4630 - APPLICANT: STATE OF NEVADA PUBLIC WORKS BOARD - OWNER: STATE OF NEVADA BUILDING & GROUNDS** - Request for a Site Development Plan Review FOR A PROPOSED TWO STORY, 62,500 SQUARE FOOT DEPARTMENT OF EMPLOYMENT, TRAINING AND REHABILITATION BUILDING on 8.12 acres adjacent to the southwest corner of St. Louis Avenue and McLeod Street (a portion of APN 162-01-402-006), C-V (Civic) Zone, Ward 3 (Reese). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (5-0-1 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – APPROVED subject to conditions – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

DAVE SCHMIDT, Project Manager/Registered Architect and Urban Planner for state of Nevada Public Works Board, appeared on behalf of the applicant and stated the applicant concurs with all conditions so stated at the Planning Commission Meeting. MIKE PURTILLI, Dekker/Holmes/Sabatini, confirmed the landscaping plans were the same that COUNCILMAN REESE viewed previously. COUNCILMAN REESE then stated his approved of the plans, and MAYOR GOODMAN confirmed with the Planning Department and with the City Clerk that the conditions were in order.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:39 – 1:41)

**3-1292**

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 87 – SDR-4630

**CONDITIONS:**

Planning and Development

1. A revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 15% of the total landscaped area as turf, prior to the start of construction.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, date stamped August 18, 2004 except as amended by conditions herein.
4. The applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site, prior to the start of construction.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 30 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 87 – SDR-4630

**CONDITIONS Continued:**

11. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

12. Dedicate a 20 foot radius on the southwest corner of St. Louis Street and McLeod Street prior to the issuance of any permits.
13. Construct all incomplete half-street improvements on St. Louis Street and McLeod Street adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
14. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
15. Submit an Encroachment Agreement for all landscaping and private improvements located in the public right-of-way adjacent to this site prior to occupancy of this site.
16. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 87 – SDR-4690

**CONDITIONS Continued:**

17. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - MAJOR MODIFICATION - PUBLIC HEARING - **MOD-4633** -  
**APPLICANT: KB HOME - OWNER: NATIONAL GROUP #1, LIMITED LIABILITY CORPORATION, ET AL** - Request for a Major Modification to the Lone Mountain West Plan FROM: NC (NEIGHBORHOOD COMMERCIAL) AND VC (VILLAGE COMMERCIAL) TO: ML (MEDIUM-LOW DENSITY RESIDENTIAL) on 10.26 acres adjacent to the southeast corner of Cliff Shadows Parkway and Alexander Road (APN 137-12-101-003 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED subject to conditions – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open on Item 88[MOD-4633], and Item 89 [SDR-4636].

ATTORNEY ROBERT GRONAUER, 3800 Howard Hughes Parkway appeared on behalf of the applicant and thanked Council for holding this item for two weeks to allow the applicant time to work with COUNCILMAN BROWN. He read the amended condition for Item 89[SDR-4636]. COUNCILMAN BROWN confirmed with BART ANDERSON, Project Engineer, Public Works Department, that the amended language was acceptable.

No one appeared in opposition.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 88 – MOD-4633

**MINUTES Continued:**

MAYOR GOODMAN declared the Public Hearing closed on Item 88[MOD-4633], and Item 89 [SDR-4636].

NOTE: All discussion for Item 88[MOD-4633], and Item 89[SDR-4636] was held under Item 88[MOD-4633].

(1:44 – 1:46)  
**3-1487**

**CONDITIONS:**

Planning and Development

1. A Site Development Plan Review (SDR-4636) shall be approved by the City Council at a Public Hearing.
2. Conformance to the Lone Mountain West Master Development Plan, except as amended by this request.

Public Works

3. In accordance with the requirements of the Lone Mountain West Master Plan, contribute \$38,700 (for Assessor's Parcel No. 137-12-101-003) towards the development of "Park #2" within the Lone Mountain West Master Plan Area. Payment shall be collected by the Land Development Section prior to approval of construction drawings, the issuance of any permits or release of a Final Map related to this site, whichever may occur first.



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-4633 - PUBLIC HEARING - **SDR-4636 - APPLICANT: KB HOME - OWNER: BRIAN AND JULIE LEE AND NATIONAL GROUP #1, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A 55 LOT SINGLE FAMILY SUBDIVISION on 10.26 acres adjacent to the southeast corner of Alexander Road and Cliff Shadows Parkway (APN 137-12-101-003 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (4-1-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**BROWN – APPROVED** subject to conditions as amended to replace Condition 14 as read for the record as follows:

14. *The applicant will install a water stub to the triangular remnant of property (portion of Assessor' Parcel Number 137-12-101-008). The stub will not be metered.*

– UNANIMOUS

**MINUTES:**

NOTE: See Item 88 [MOD-4633] for all related discussion.

(1:41 – 1:44)

3-1379

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 89 – SDR-4636

**CONDITIONS:**

Planning and Development

1. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
2. A Major Modification (MOD-4633) of the Lone Mountain West Master Plan from VC (Village Commercial) and NC (Neighborhood Commercial) to ML (Medium-Low Density Residential) approved by the City Council.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. The applicant shall work with the master developer to determine the proportionate share of the cost of provision of infrastructure and services.
5. All development shall be in conformance with the site plan and building elevations, date stamped August 18, 2004 except as amended by conditions herein.
6. The setbacks for this development shall be a minimum of 10 feet to the front of the house, 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet to the corner side, and 5 feet in the rear.
7. The maximum building height shall be 2 stories or 35 feet, whichever is less.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Any property line wall shall comply with section 3.6 of the Lone Mountain West Master Development Plan and Design Standards. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated. The walls bordering the access path to the open space area shall have at least the upper 50% of the walls built using wrought iron, to give the path an open and secure feeling.
11. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 89 – SDR-4636

**CONDITIONS Continued:**

Public Works

12. Dedicate appropriate right-of-way for a total width of 80 feet adjacent to this site for Cliff Shadows Parkway and a total width of 60 feet for Gilmore Avenue, 40 feet for Alexander Road, a 25-foot radius on the southeast corner of Alexander Road and Cliff Shadows Parkway and appropriate drainage right-of-way for the Gilmore Channel.
13. Construct half-street improvements on Alexander Road adjacent to this site, Gilmore Avenue adjacent to this site and extending westerly to tie into Cliff Shadows Parkway and Cliff Shadows Parkway extending from Gilmore Avenue to the northern border of this site, concurrent with development of this site. Such construction shall include overpaving where appropriate. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete).
14. Landscape the triangular remnant of property (portion of Assessor's Parcel Number 137-12-101-008) adjacent to this site concurrent with development of this site. Such landscaping shall be maintained in perpetuity by the Homeowner's Association. An Encroachment Agreement shall be submitted as required by the City Engineer.
15. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
17. Coordinate with the developer to the south, Astoria at Lone Mountain, and the Collection Systems Planning Section of the Department of Public Works to connect to public sewer on the south side of the Gilmore Channel at Cloudland Canyon Street to a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. Improvement drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 89 – SDR-4636

**CONDITIONS CONTINUED:**

18. An update to the Master Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
19. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.
20. Site development to comply with the Lone Mountain West Development Standards, Design Guidelines and Development Agreement, Zoning Reclassification Z-68-01, Z-24-99 and all other applicable site-related actions.

COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 89 – SDR-4636

**CONDITIONS – CONTINUED:**

21. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first. Approval of this Site Development Plan does not constitute approval of any deviations.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - SPECIAL USE PERMIT - PUBLIC HEARING - **SUP-2848** - **REAGAN NATIONAL ADVERTISING ON BEHALF OF C O G III, LIMITED** - Appeal filed by Singer & Brown from the Denial by the Planning Commission on a request for a Special Use Permit for a proposed off-premise advertising (billboard) SIGN on a portion of 3.03 acres located at 1110 South Rainbow Boulevard (APN 163-02-101-002), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>2</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Singer & Brown
5. Letter requesting hearing of tabled item filed by Singer & Brown
6. Submitted after final agenda – Abeyance request by Singer & Brown

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

BRYAN SCOTT, Deputy City Attorney, reminded MAYOR GOODMAN to disclose his abstention on Item 83[DIR-4797], and Item 90[SUP-2848]. MAYOR GOODMAN acknowledged that ATTORNEY JAY BROWN is his partner in the VA Clinic on West Charleston Boulevard and he would be abstaining on Item 83[DIR-4797], and Item 90[SUP-2848].

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3394 - LAS VEGAS BILLBOARDS ON BEHALF OF WEST SAHARA ASSOCIATES, LIMITED PARTNERSHIP - Appeal filed by LAS Consulting, Inc. from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the northeast corner of Torrey Pines Drive and Sahara Avenue (APN 163-02-816-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>3</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter submitted by LAS Consulting, Inc.
5. Submitted after final agenda - Abeyance request filed by Singer & Brown

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN disclosed that Item 91[SUP-3394], Item 92[SUP-4172], and Item 93[SUP-4532] pertain to billboards, and although his law firm has had some discussions regarding participation in the billboard industry, he felt it did not have an impact on his voting capabilities and therefore, would vote.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-4172 -  
**APPLICANT: LAS VEGAS BILLBOARDS - OWNER: SHAHRAM AND TAWNYA SHEIKHAN** - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 300 South Decatur Boulevard (APN 138-36-601-004), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by LAS Consulting, Inc.
5. Submitted after final agenda – Abeyance request by Singer & Brown

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN disclosed that Item 91[SUP-3394], Item 92[SUP-4172], and Item 93[SUP-4532] pertain to billboards, and although his law firm has had some discussions regarding participation in the billboard industry, he felt it did not have an impact on his voting capabilities and therefore, would vote.

(1:00 – 1:04)



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-4532 -  
**APPLICANT: LAS VEGAS BILLBOARDS - OWNER: SAHARA MOHAWK, LIMITED LIABILITY COMPANY** - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE (BILLBOARD) SIGN at 5320 West Sahara Avenue (APN 163-01-804-005), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by LAS Consulting, Inc.
5. Submitted after final agenda – Abeyance request by Singer & Brown

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN disclosed that Item 91[SUP-3394], Item 92[SUP-4172], and Item 93[SUP-4532] pertain to billboards, and although his law firm has had some discussions regarding participation in the billboard industry, he felt it did not have an impact on his voting capabilities and therefore, would vote.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - GENERAL PLAN AMENDMENT - PUBLIC HEARING - **GPA-4542** - **APPLICANT: JOEL ARMSTRONG** - **OWNER: CLARK COUNTY** - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: ML (Medium-Low Density Residential) TO: MLA (Medium-Low Attached Density Residential) on 3.58 acres adjacent to the southeast corner of Lamb Boulevard and Bingham Avenue (APN 140-29-401-005 and 006), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Submitted after final agenda – Abeyance request by Kummer Kaempfer Bonner & Renshaw filed under Item 94 [GPA-4542]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - REZONING RELATED TO GPA-4542 - PUBLIC HEARING - **ZON-4543** - **APPLICANT: JOEL ARMSTRONG** - **OWNER: CLARK COUNTY** - Request for a Rezoning FROM: R-1 (Single-Family Residential) TO: R-PD9 (Residential Planned Development - 9 Units Per Acre) on 3.58 acres adjacent to the southeast corner of Lamb Boulevard and Bingham Avenue (APN 140-29-401-005 and 006), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Abeyance request by Kummer Kaempfer Bonner & Renshaw filed under Item 94 [GPA-4542]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

CONSENT

☒

DISCUSSION

**SUBJECT:**

**ABEYANCE ITEM** - VARIANCE RELATED TO GPA-4542 AND ZON-4543 - PUBLIC HEARING - **VAR-4547** - **APPLICANT: JOEL ARMSTRONG - OWNER: CLARK COUNTY** - Request for a Variance TO ALLOW AN R-PD (RESIDENTIAL PLANNED DEVELOPMENT) ZONING DISTRICT ON 3.58 ACRES WHERE 5.00 ACRES IS THE MINIMUM REQUIRED adjacent to the southeast corner of Lamb Boulevard and Bingham Avenue (APN 140-29-401-005 and 006), R-1 (Single-Family Residential) Zone [Proposed: R-PD9 (Residential Planned Development - 9 Units per Acre)], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
 City Council Meeting

0

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
 City Council Meeting

0

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Abeyance request by Kummer Kaempfer Bonner & Renshaw filed under Item 94 [GPA-4542]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - VARIANCE RELATED TO GPA-4542, ZON-4543 AND VAR-4547 - PUBLIC HEARING - **VAR-4572 - APPLICANT: JOEL ARMSTRONG - OWNER: CLARK COUNTY** - Request for a Variance TO ALLOW 12,000 SQUARE FEET OF OPEN SPACE WHERE 25,870 SQUARE FEET IS THE MINIMUM REQUIRED on 3.80 acres adjacent to the southeast corner of Lamb Boulevard and Bingham Avenue (APN 140-29-401-005 and 006), R-1 (Single-Family Residential) Zone, [Proposed: R-PD9 (Residential Planned Development - 9 Units per Acre)], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Abeyance request by Kummer Kaempfer Bonner & Renshaw filed under Item 94 [GPA-4542]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)  
 3 –1

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4542, ZON-4543, VAR-4547 AND VAR-4572 - PUBLIC HEARING - **SDR-4545** - **APPLICANT: JOEL ARMSTRONG - OWNER: CLARK COUNTY** - Request for a Site Development Plan Review FOR A PROPOSED 35-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 3.58 acres adjacent to the southeast corner of Lamb Boulevard and Bingham Avenue (APN 140-29-401-005 and 006), R-1 (Single-Family Residential) Zone [Proposed: RPD-9 (Residential Planned Development - 9 Units per Acre)], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommend APPROVAL

**PROTESTS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - REZONING - PUBLIC HEARING - **ZON-4368** - **APPLICANT: CARINA HOMES** - **OWNERS: RONALD AND CAROLYN MICH'L** - Request for a Rezoning FROM: U (UNDEVELOPED) [PCD (PLANNED COMMUNITY DEVELOPMENT) GENERAL PLAN DESIGNATION] TO: R-PD6 (RESIDENTIAL PLANNED DEVELOPMENT - 6 UNITS PER ACRE) on 10.52 acres adjacent to the northwest corner of Farm Road and Hualapai Way (APN 126-13-601-004, 006, 008 and 009), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Letter requesting abeyance from Carina Homes filed under Item 99 [ZON-4369]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - VACATION RELATED TO ZON-4368 - PUBLIC HEARING -  
**VAC-4420 - APPLICANT: CARINA HOMES; OWNER: RON AND CAROLYN MICH'L, ET AL** - Request for a Petition to vacate U. S. Government Patent Easements and the Donald Nelson Avenue Right of Way, generally located west of Hualapai Way, north of Farm Road, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Letter requesting abeyance from Carina Homes filed under Item 99 [ZON-4369]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)



**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4368 AND VAC-4420 - PUBLIC HEARING - **SDR-4370** - **APPLICANT: CARINA HOMES - OWNER: RONALD AND CAROLYN MICH'L** - Request for a Site Development Plan Review FOR A 73-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 10.52 acres adjacent to the northwest corner of Farm Road and Hualapai Way (APN 126-13-601-004, 006, 008 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: R-PD6 (Residential Planned Development - 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**

**0**

**City Council Meeting**

**RECOMMENDATION:**

The Planning Commission (6-0 vote) and staff recommend APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Letter requesting abeyance from Carina Homes filed under Item 99 [ZON-4369]

**MOTION:**

**REESE – Motion to HOLD IN ABEYANCE Item 83 [DIR-4797], Item 90 [SUP-2848], Item 91 [SUP-3394], Item 92 [SUP-4172], Item 93 [SUP-4532], Item 94 [GPA-4542], Item 95 [ZON-4543], Item 96 [VAR-4547], Item 97 [VAR-4572], Item 98 [SDR-4545], Item 99 [ZON-4368], Item 100 [VAC-4420] and Item 101 [SDR-4370] to 9/15/2004 – UNANIMOUS**

**MINUTES:**

There was no discussion.

(1:00 – 1:04)

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT****CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

**ABEYANCE ITEM** - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-4634 - **APPLICANT: D.R. HORTON, INC. - OWNER: SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY** - Request to Amend a portion of the Centennial Hills Interlocal Land Use Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: ML (MEDIUM-LOW DENSITY RESIDENTIAL) on 17.83 acres adjacent to the southwest corner of Horse Drive and Fort Apache Road (APN 125-07-710-001 and 125-08-322-001), Ward 6 (Mack). The Planning Commission (3-2-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (3-2-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report

**MOTION:**

**MACK – APPROVED subject to the following condition:**

- *Limited to the portion south of Horse Drive only.*
- UNANIMOUS

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open on Item 102 [GPA-4634], Item 103 [ZON-4640], Item 104 [VAR-4642] and Item 105 [SDR-4641].

JEFF ANDERSON, DR Horton Homes, 3513 E. Russell Road, appeared on behalf of the applicant and reported their progress with neighbors, staff, and COUNCILMAN MACK'S office on a suitable proposal. He said they were able to obtain support of neighbors who acknowledged their concerns with the north portion of the development because of a future interchange. He informed the Council that they are trying to work internally and with sellers to get the project to work with a partial rezone, but currently the contracts with sellers do not allow it. He said the ownership group would appreciate a second two-week abeyance to see if they can bring it forward without DR Horton Homes as the applicant, and rezone to residential, maintaining the support of the neighbors, keeping portions north of Horse Drive as commercial.

COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 102 – GPA-4634

**MINUTES CONTINUED:**

COUNCILMAN MACK acknowledged that the lower southern portion would become adjacent to residential and to the private park, which was previously all commercial zoning. He expressed understanding about the Horse Drive interchange having a huge impact, and was in favor of the zoning request but would like to convert only one portion to residential. He then questioned the possibility to amend the sale at a later time, but MR. ANDERSON replied that currently no amendment is in place to allow for partial rezone and would like to have the application voted on if they could not get a two-week continuance.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 102 [GPA-4634], Item 103 [ZON-4640], Item 104 [VAR-4642] and Item 105 [SDR-4641].

NOTE: All discussion for Item 102 [GPA-4634], Item 103 [ZON-4640], Item 104 [VAR-4642] and Item 105 [SDR-4641] was held under Item 102 [GPA-4634].

(1:44 – 1:51)

**3-1478**

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - REZONING RELATED TO GPA-4634 - PUBLIC HEARING - **ZON-4640** - **APPLICANT: D.R. HORTON, INC.- OWNER: SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) AND C-2 (GENERAL COMMERCIAL) TO: R-PD6 (RESIDENTIAL PLANNED DEVELOPMENT - 6 UNITS PER ACRE) on 17.83 acres adjacent to the southwest corner of Horse Drive and Fort Apache Road (APN 125-07-710-001 and 125-08-322-001), Ward 6 (Mack). The Planning Commission (3-2-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>

**RECOMMENDATION:**

The Planning Commission (3-2-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED** subject to conditions and amending Condition 1 as read for the record as follows:

1. Rezoning to R-PD6 is *for the portion south of Horse Drive only, a maximum of 77 building lots shall be allowed.*

– UNANIMOUS

**MINUTES:**

NOTE: See Item 102 [GPA-4634] for related discussion.

(1:44 – 1:46)

**3-1487**

**CONDITIONS:**

Planning and Development

1. Rezoning to R-PD 6 shall allow a maximum 100 units on the subject site.
2. A General Plan Amendment (GPA-4634) to a Medium-Low Density Residential land use designation approved by the City Council.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 103 – ZON-4636

**CONDITIONS Continued:**

3. A Resolution of Intent with a two-year time limit.
4. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

5. Coordinate with the City Engineer's Division to determine what impacts, if any, the proposed Horse Drive interchange may have on this site. Final right-of-way and required improvements for Horse Drive and Sky Pointe Drive (AKA U.S. 95 Frontage Road) adjacent to this site shall be determined at the time of approval of the Tentative Map. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete). Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
6. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site.
7. Extend public sewer in Fort Apache Road to the northern edge of this site at a location and to a depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**ABEYANCE ITEM** - VARIANCE RELATED TO GPA-4634 AND ZON-4640 - PUBLIC HEARING - **VAR-4642** - **APPLICANT: D.R. HORTON, INC.** - **OWNER: SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY** - Request for a Variance TO ALLOW ZERO OPEN SPACE WHERE 1.65 ACRES ARE REQUIRED FOR A SINGLE FAMILY DEVELOPMENT on 17.83 acres adjacent to the southwest corner of Horse Drive and Fort Apache Road (APN 125-07-710-001 and 125-08-322-001), R-E (Residence Estates) and C-2 (General Commercial) Zones [PROPOSED: R-PD6 (Residential Planned Development- 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (3-2-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>1</b>

**APPROVALS RECEIVED BEFORE:**

**Planning Commission Mtg.**  
**City Council Meeting**

<b>0</b>

**RECOMMENDATION:**

The Planning Commission (3-2-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED** subject to conditions and amending Condition 1 and Condition 4 to read:

1. A minimum of 11,298 square feet of open space shall be provided pursuant to revised plans date stamped July 20, 2004.
4. In lieu of compliance with the open space requirements of Municipal Code 19.06.040, the developer will be allowed to make a contribution to the City of Las Vegas Parks CIP Fund in the amount of \$174,948.00 to be utilized by the City Council for improvements to existing public parks nearby. This contribution must be made to Land Development prior to approval of a Final Map, otherwise the developer is still required to comply with the Open Space requirement in accordance with Title 19 of the Las Vegas Municipal Code.

– UNANIMOUS

**MINUTES:**

NOTE: See Item 102 [GPA-4634] for related discussion.

(1:44 – 1:46)

3-1487

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 104 – VAR-4642

**CONDITIONS:**

Planning and Development

1. A minimum of 14,566 square feet of open space shall be provided pursuant to revised plans date stamped July 20, 2004.
2. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4640) and Site Development Plan Review (SDR-4641).
3. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. In lieu of compliance with the open space requirements of Municipal Code 19.06.040, the developer will be allowed to make a contribution to the City of Las Vegas Parks CIP Fund in the amount of \$285,755.00 to be utilized by the City Council for improvements to existing public parks nearby. This contribution must be made to Land Development prior to approval of a Final Map, otherwise the developer is still required to comply with the Open Space requirement in accordance with Title 19 of the Las Vegas Municipal Code.

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**

**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: ROBERT S. GENZER**

☐

CONSENT

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DISCUSSION

**SUBJECT:**

**ABEYANCE ITEM** - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-4634, ZON-4640 AND VAR-4642 - PUBLIC HEARING - **SDR-4641 - APPLICANT: D.R. HORTON, INC. - OWNER: SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A 100 LOT RESIDENTIAL DEVELOPMENT on 17.83 acres adjacent to the southwest corner of Horse Drive and Fort Apache Road (APN 125-07-710-001 and 125-08-322-001), R-E (Residence Estates) and C-2 (General Commercial) Zones [PROPOSED: R-PD6 (Residential Planned Development - 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (3-2-1 vote) and staff recommend DENIAL

**PROTESTS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

1

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.  
City Council Meeting

1

**RECOMMENDATION:**

The Planning Commission (3-2-1 vote) and staff recommend DENIAL.

**BACKUP DOCUMENTATION:**

1. Location Map
2. Conditions For This Application
3. Staff Report

**MOTION:**

**MACK – APPROVED** subject to conditions and replacing Condition 5 as read for the record as follows:

5. All development on the portion south of Horse Drive shall be in conformance with the site plan date stamped July 19, 2004 for a maximum of 77 building lots and building elevations, except as amended by conditions herein.

– UNANIMOUS

**MINUTES:**

NOTE: See Item 102 [GPA-4634] for related discussion.

(1:44 – 1:46)

3-1487

**CONDITIONS:**

Planning and Development

1. At such time of the right-of-way (along Sky Pointe Drive and Horse Drive) taking the required perimeter landscaping shall be provided along the newly established property lines of the subject parcels.



CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 105 – SDR-4641

**CONDITIONS Continued:**

2. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
3. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-4640) and Variance (VAR-4642).
4. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
5. All development shall be in conformance with the site plan date stamped July 19, 2004 for a maximum of 100 units and building elevations, except as amended by conditions herein.
6. The setbacks for this development shall be 10 feet to the front of the garage and house as measured from back of sidewalk or from back of curb if no sidewalk is provided, 9 feet to the front architectural features, 5 feet on the side, 10 feet on the corner side, and 15 feet in the rear.
7. Air conditioning units shall not be mounted on rooftops
8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a Tentative Map, to reflect landscape planter areas to match the submitted site plan and to reflect minimum 24-inch box shade trees planted a maximum of 30 feet on-center with shrubs, vines and ground cover.
11. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
12. All City Code requirements and design standards of all City departments must be satisfied.

CITY COUNCIL MEETING OF SEPTEMBER 1, 2004  
Planning and Development  
Item 105 – SDR-4641

**CONDITIONS Continued:**

Public Works

13. Gated entries shall be designed, located and constructed in accordance with Standard Drawing #222a.
14. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
15. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
16. Coordinate with the Clark County School District to discuss issues related to pedestrian access.
17. Site development to comply with all applicable conditions of approval for ZON-4640 and all other subsequent site-related actions.
18. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
19. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first. We note that non-standard private street/private drive intersections are proposed within this subdivision.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

**DB 410 S. 7<sup>th</sup> STREET, SUP-4210, SUP-4541, SUP-4688, SUP-4690, SUP-4719, SUP-4739, SUP-4741, SUP-4742, SUP-4743, SUP-4744, VAC-4071, VAC-4212, VAC-4218, VAC-4700, VAC-4707, VAC-4710, VAC-4711, VAC-4722, VAC-4737, VAC-4745, VAC-4747, VAR-4209, VAR-4536, VAR-4629, VAR-4701, VAR-4720 and VAR-4733 – 9/15/2004 AGENDA**

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

**SUBJECT:**

**ADDENDUM:**

None

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: SEPTEMBER 1, 2004**

**CITIZENS PARTICIPATION:**

PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

**MINUTES:**

STEVEN "CAPTAIN TRUTH" DEMPSEY brought documents in for all to review. He spoke of a Los Angeles lawyer who made allegations of credit card fraud and was allegedly beaten because of it. He announced that Erin Kenny was on the front page of the Review Journal. MR. DEMPSY suggested that COUNCILWOMAN MONCRIEF return to nursing to help people. He then offered MAYOR GOODMAN an opportunity to challenge Buffalo Jim in a sporting event and suggested options available to the winner. He then expressed concern over the police department's priorities.

(4:04 – 4:08)

**4-3512**

**THE MEETING ADJOURNED AT 4:08 P.M.**